

City Clerk File No. Ord. 14.103

Agenda No. 3.A 1st Reading

Agenda No. 4.A. 2nd Reading & Final Passage



ORDINANCE OF JERSEY CITY, N.J.

COUNCIL AS A WHOLE

~~Offered~~ and moved adoption of the following ordinance:

CITY ORDINANCE 14.103

TITLE **ORDINANCE AUTHORIZING THE CITY OF JERSEY CITY TO FILE AN OFFER OF FINANCIAL ASSISTANCE [OFA] TO ACQUIRE CERTAIN PROPERTY COLLECTIVELY KNOWN AS THE SIXTH STREET EMBANKMENT FROM CONRAIL AND SUCH OTHER CONRAIL PROPERTIES AS ARE NECESSARY TO CONNECT WITH THE MAIN LINE IN THE VICINITY OF CP WALDO**

THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY DOES ORDAIN:

WHEREAS, Consolidated Rail Corporation [Conrail] was the owner of certain property designated as Block 212, Lot M., Block 247, Lot 50A, Block 280, Lot 50A, Block 317.5, Lot 50A, Block 354.1, Lot 50A, Block 389.1, Lot 50 and Block 415, Lots 50 and 50.PL, Block 446, Lot 18A on the City of Jersey City's Official Tax Assessment Map and more commonly known as the Sixth Street Embankment [Property]; and

WHEREAS, the Property is part of a line of railroad known as the Harsimus Branch, which was the former main line of the Pennsylvania Railroad into Jersey City; and

WHEREAS, lines of railroad may not be abandoned and converted into non-rail use without the prior authorization of the Surface Transportation Board [STB], a federal agency, even if the railroad owning the line has ceased to use it for rail purposes; and

WHEREAS, Conrail ceased using the Property in or around 1996; and

WHEREAS, the Property and its extension to CP Waldo (in the vicinity of Chestnut and Waldo Streets) is the last underutilized transportation corridor available to address passenger and freight transportation needs in congested Downtown Jersey City; and

WHEREAS, the property also is part of the preferred route of the East Coast Greenway and is listed on the State Register of Historic Places; and

WHEREAS, in 2004 and 2005, City of Jersey City by adoption of Ordinances 04-096 and 05-064 authorized acquisition of the Property for its own use as open space and for eventual construction of a public park; and

WHEREAS, notwithstanding the City's expression of interest in acquiring the property in 2005 Conrail sold the Property to a private party [Developer] for \$3 million for non-rail purposes without any prior STB rail abandonment authorization; and

WHEREAS, the City of Jersey City along with Embankment Preservation Coalition [Coalition] and Rails to Trails Conservancy [RTC] filed a petition for a declaratory order at STB for a determination that the Harsimus Branch was a line of railroad such that the 2005 sale was illegal, and otherwise objected to the sale and redevelopment of the Property; and

WHEREAS, Conrail and the Developer sought to evade STB regulation (including historic preservation regulation by STB) by claiming that the Harsimus Branch was not a line of railroad; and

ORDINANCE AUTHORIZING THE CITY OF JERSEY CITY TO FILE AN OFFER OF FINANCIAL ASSISTANCE [OFA] TO ACQUIRE CERTAIN PROPERTY COLLECTIVELY KNOWN AS THE SIXTH STREET EMBANKMENT FROM CONRAIL AND SUCH OTHER CONRAIL PROPERTIES AS ARE NECESSARY TO CONNECT WITH THE MAIN LINE IN THE VICINITY OF CP WALDO

WHEREAS, the STB ruled that the Property was part of a line of railroad, but this ruling was appealed by Conrail and the Developer, resulting in litigation in federal courts that ultimately determined in 2013 that the Harsimus Branch in fact was a line of railroad for which STB abandonment authorization was required; and

WHEREAS, the Developer in some cases joined by Conrail filed multiple litigations against the City of Jersey City and its boards, agencies and employees as well as the Coalition and RTC and attorneys for City (Coalition) and/or RTC; and

WHEREAS, the STB in a Decision served August 11, 2014, rejected the Developer's most recent efforts to assert that STB lacked jurisdiction over the Harsimus Branch; and

WHEREAS, in another Decision served August 11, 2014, STB reinstituted an abandonment proceeding (AB 167-Sub no. 1189X) for the Harsimus Branch from Marin Boulevard to CP Waldo (vicinity of Chestnut and Waldo Streets) in Jersey City; and

WHEREAS, an important remedy afforded under federal law to communities facing abandonment of lines is the Offer of Financial Assistance [OFA], whereby a community may purchase on terms set by the STB a line or portion thereof interconnecting to the freight rail system for, as construed by STB, continued freight rail and other compatible public purposes; and

WHEREAS, the governing statute (49 U.S.C. 10904) requires that the successful OFA applicant neither transfer nor discontinue service over such line for two years after purchase; and

WHEREAS, the City wishes to use the OFA remedy to secure the corridor for continued freight and passenger rail service in order to relieve congestion and pollution on City streets, especially from trucks, and to employ any surplus property as open space and for other compatible public purposes, all consistent with preservation of the historic Sixth Street Embankment; and

WHEREAS, under STB precedent in OFA proceedings, the presumptive price of fee title to the Property is the price paid by the Developer (\$3 million) and the presumptive price of easement title to the Property is zero; and

WHEREAS, the City under the OFA remedy also will need to acquire additional property to link to the national freight rail network (National Docks Secondary and/or CP Waldo), which will require a corridor of no less than 30 feet width and if otherwise feasible 50 to 60 feet width minimum across property believed owned by Conrail extending as far as the National Docks Secondary and/or by easement over said National Docks Secondary to CP Waldo; and

WHEREAS, the City wishes to comply fully with the requirements of 49 U.S.C. 10904; and

WHEREAS, pursuant to N.J.S.A. 48:12-125.1, City is also authorized to acquire Conrail properties subject to STB abandonment proceedings on terms offered by Conrail to other purchasers; and

WHEREAS, in order to pursue the OFA remedy, City will be required to pay an application fee of \$1,500, and, in order to obtain terms and conditions of purchase from STB, an additional fee of \$23,100; and

WHEREAS, in order to invoke the OFA remedy, City must also be prepared to offer expert evidence on valuation issues and upon other issues pursuant to conditions imposed by STB; and

WHEREAS, STB's terms and conditions ordinarily require conveyance of the property by quitclaim deed, as is where is; and

ORDINANCE AUTHORIZING THE CITY OF JERSEY CITY TO FILE AN OFFER OF FINANCIAL ASSISTANCE [OFA] TO ACQUIRE CERTAIN PROPERTY COLLECTIVELY KNOWN AS THE SIXTH STREET EMBANKMENT FROM CONRAIL AND SUCH OTHER CONRAIL PROPERTIES AS ARE NECESSARY TO CONNECT WITH THE MAIN LINE IN THE VICINITY OF CP WALLED

WHEREAS, once STB sets terms and conditions, the OFA applicant is ordinarily given no less than ten (10) days to accept or to reject the terms and conditions; and

WHEREAS, if the terms and conditions are accepted, they are binding on the applicant; and

WHEREAS, funds are available for all costs to be incurred pursuant to this ordinance in Account No. 04-215-55-887-990.

NOW, THEREFORE, BE IT ORDAINED by the Municipal Council of the City of Jersey City that:

1. The Corporation Counsel or his duly designated agent and the Business Administrator are authorized to file an Offer of Financial Assistance [OFA] to acquire title to the following property for purposes of continued freight rail and other compatible public purposes including passenger rail, open space, trail and historic preservation: Block 212, Lot M., Block 247, Lot 50A, Block 280, Lot 50A, Block 317.5, Lot 50A, Block 354.1, Lot 50A, Block 389.1, Lot 50, Block 415, Lots 50 and 50.PL, and Block 446, Lot 18A, on the City of Jersey City's Official Tax Assessment Map and more commonly known collectively as the Sixth Street Embankment [Property] for the presumptive sum of \$3 million for fee title to the portion of the Property purportedly sold to the Developer for that price in 2005, and for an additional amount such that the total expenditure does not exceed \$5.7 million for the Property and for all remaining property necessary to achieve a connection to the national freight rail network.
2. The Corporation Counsel of the City of Jersey City or his duly designated agent and the Business Administrator are authorized and directed to undertake any actions and execute any documents necessary or appropriate to acquire any property by purchase from Conrail under an Offer of Financial Assistance as provided in paragraph 1. In the event the STB sets terms and conditions exceeding \$5.7 million under the OFA, the Corporation Counsel shall advise the Council immediately so that the Council may accept or reject such terms and conditions within the time period set by STB.
3. The Corporation Counsel or the Business Administrator are authorized and directed to solicit proposals to engage the services of surveyors, title insurance companies, appraisers and any other professionals whose services are necessary or appropriate to pursue an OFA and otherwise to implement the purposes of this ordinance.
4. The Corporation Counsel or the Business Administrator are authorized and directed to take appropriate measures to meet the City's obligation, in the event of a successful OFA, to seek to provide rail service per 49 U.S.C. 10904, including, but not necessarily limited to, (a) to solicit proposals for construction or operation of interim freight rail transload facilities to serve freight rail customers of the Harsimus Branch on suitable property in the event City acquires all or a portion of the Harsimus Branch at issue in AB 167 Sub 1189X pursuant to an OFA, provided that respondents are encouraged to limit subsidization requests for construction of a switch and trackage or for operation in light of the possible interim nature of said transload operations, pending planning for reconstruction and further operation, and (b), in the event City successfully acquires the Harsimus Branch pursuant to STB's OFA procedures, further to solicit proposals from consultants to prepare plans and recommendations (including for contributions to offset reconstruction costs) for restoration of the Harsimus Branch for rail purposes to the extent practicable consistent with other public purposes.

ORDINANCE AUTHORIZING THE CITY OF JERSEY CITY TO FILE AN OFFER OF FINANCIAL ASSISTANCE [OFA] TO ACQUIRE CERTAIN PROPERTY COLLECTIVELY KNOWN AS THE SIXTH STREET EMBANKMENT FROM CONRAIL AND SUCH OTHER CONRAIL PROPERTIES AS ARE NECESSARY TO CONNECT WITH THE MAIN LINE IN THE VICINITY OF CP WALDO

5. In the event STB does not permit City to OFA the Property, or the OFA is ~~unsuccessful~~, the Corporation Counsel with the cooperation of the Business Administrator are authorized and directed to pursue all other possible remedies that may result in acquisition of the Property, including connections for rail and other public purposes ~~such~~ as trail at the STB and by means of N.J.S.A. 48:12-125.1.
6. This Ordinance shall take effect at the time and in the manner as provided by law.
7. This Ordinance shall not rescind Ordinance 04-096 or 05-064 which authorized the acquisition of the Embankment solely for open space and a park by purchase or condemnation.
8. The City Clerk and the Corporation Counsel be and they are hereby authorized and directed to change any chapter numbers, article numbers and section numbers in the event that the codification of this Ordinance reveals that there is a conflict between those numbers and the existing code, in order to avoid confusion and possible ~~accidental~~ repealers of existing provisions.

NOTE: All material is new; therefore, underlining has been omitted.
For purposes of advertising only, new matter is indicated by **bold face**
and repealed matter by *italic*.

APPROVED AS TO LEGAL FORM

Certification Required ☐
Not Required ☐

Corporation Counsel

APPROVED: _____

APPROVED: _____

Business Administrator

3.A. Ord. 14.103

RESOLUTION FACT SHEET – NON-CONTRACTUAL

This summary sheet is to be attached to the front of any resolution that is submitted for Council consideration. Incomplete or vague fact sheets will be returned with the resolution.

Full Title of Ordinance/Resolution

ORDINANCE AUTHORIZING THE CITY OF JERSEY CITY TO FILE AN OFFER OF FINANCIAL ASSISTANCE [OFA] TO ACQUIRE CERTAIN PROPERTY COLLECTIVELY KNOWN AS THE SIXTH STREET EMBANKMENT FROM CONRAIL AND SUCH OTHER CONRAIL PROPERTIES AS ARE NECESSARY TO CONNECT WITH THE MAIN LINE IN THE VICINITY OF CP WALDO

Initiator

Department/Division	Law	Law
Name/Title	Jeremy Farrell	Corporation Counsel
Phone/email	(201) 547-4667	JFarrell@jcnj.org

Note: Initiator must be available by phone during agenda meeting (Wednesday prior to council meeting @ 4:00 p.m.)

Resolution Purpose

(Part I)

This ordinance authorizes the relevant City departments to file for, and to pursue, a federal eminent domain remedy (49 USC 10904, called the "OFA" remedy) as administered by the federal Surface Transportation Board (STB) to acquire an unused portion of a line or railroad called the Harsimus Branch (Marin Blvd. to CP Waldo) which contains the Sixth Street Embankment, a City Historic Landmark. City has sought to acquire at least portions of this property since before Conrail in 2005 illegally sold the Embankment parcels to a developer without the required STB abandonment authorization. Conrail and the developer for years sought to prevent STB from exercising its jurisdiction. Now, an abandonment proceeding is finally pending, in which STB affords an OFA remedy. As a condition for invoking the remedy, the City must continue efforts to provide freight rail service on the line for two years before it may seek discontinuance authority.

I certify that all the facts presented herein are accurate.


Signature of Department Director

Date

RESOLUTION FACT SHEET – NON-CONTRACTUAL

This summary sheet is to be attached to the front of any resolution that is submitted for Council consideration. Incomplete or vague fact sheets will be returned with the resolution.

Full Title of Ordinance/Resolution

ORDINANCE AUTHORIZING THE CITY OF JERSEY CITY TO FILE AN OFFER OF FINANCIAL ASSISTANCE [OFA] TO ACQUIRE CERTAIN PROPERTY COLLECTIVELY KNOWN AS THE SIXTH STREET EMBANKMENT FROM CONRAIL AND SUCH OTHER CONRAIL PROPERTIES AS ARE NECESSARY TO CONNECT WITH THE MAIN LINE IN THE VICINITY OF CP WALDO

Initiator

Department/Division	Law	Law
Name/Title	Jeremy Farrell	Corporation Counsel
Phone/email	(201) 547-4667	JFarrell@jcnj.org

Note: Initiator must be available by phone during agenda meeting (Wednesday prior to council meeting @ 4:00 p.m.)

Resolution Purpose

(Part II)

The OFA remedy affords an efficient means to acquire the last underutilized transportation corridor into downtown for continued transportation (including rail) use, as well as open space uses, all consistent with historic preservation, all the way from Marin to CP Waldo (roughly Waldo or Chestnut Streets). If City is allowed to file for the remedy, STB will set the terms and conditions of sale, including price, based on the price paid by the developer to Conrail for the Embankment parcels (\$3 million), and appraisals for any portions remaining under Conrail ownership. City is expected to have only a brief period (expected to be approximately 10 days) to accept the terms. If the terms are accepted, City ordinarily would be required to close within 60 days. The ordinance also contains provisions to equip the City to make the OFA, and to be in a position to accept terms and to close on a transaction within time periods set by STB.

I certify that all the facts presented herein are accurate.

Signature of Department Director

Date

Ordinance of the City of Jersey City, N.J.



ORDINANCE NO. Ord. 14.103

TITLE: 3.A SEP 10 2014 4.A

SEP 23 2014

Ordinance authorizing the City of Jersey City to file an Offer of Financial Assistance (OFA) to acquire certain property collectively known as the Sixth Street Embankment from Conrail and such other Conrail properties as are necessary to connect with the main line in the vicinity of CP Waldo.

RECORD OF COUNCIL VOTE ON INTRODUCTION

SEP 10 2014 7-0-2

COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
RAMCHAL	ABSTAIN			OSBORNE	✓			WATTERMANN	✓		
BOGGIANO	ABSTAIN			COLEMAN	✓			LAVARRO, PRES.	✓		

RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING

SEP 23 2014 9-0

Councilperson LAVARRO moved, seconded by Councilperson COLEMAN to close P.H.

COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
RAMCHAL	✓			OSBORNE	✓			WATTERMANN	✓		
BOGGIANO	✓			COLEMAN	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

SPEAKERS:

ANNIE KESSLER
STEVEN GUCCIARDO
ERIC FLEMING
FELICIA PALMER
VALERIO LUCCIO
VINCENT McNAMARA
MAUREEN CROWLEY
JENNY MEYER
JOAN KOEHLER
PETER DELMAN
DAN LEVIN

MARLENE SANDKAMP
MORY THOMAS
GERRY BAKIRJY
DANIEL HORGAN
ERIC STROHMMEYER
JAMES RIFFIN

RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY

Councilperson _____ moved to amend* Ordinance, seconded by Councilperson _____ & adopted _____

COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI				YUN				RIVERA			
RAMCHAL				OSBORNE				WATTERMANN			
BOGGIANO				COLEMAN				LAVARRO, PRES.			

RECORD OF FINAL COUNCIL VOTE

SEP 23 2014 7-1-1

COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
RAMCHAL	ABSTAIN			OSBORNE	✓			WATTERMANN	✓		
BOGGIANO		✓		COLEMAN	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on _____

SEP 10 2014

Adopted on second and final reading after hearing on _____

SEP 23 2014

This is to certify that the foregoing Ordinance was adopted by the Municipal Council at its meeting on **SEP 23 2014**

Robert Byrne, City Clerk

APPROVED:

Rolando R. Lavarro, Jr., Council President

Date **SEP 23 2014**

APPROVED:

Steven M. Fulop, Mayor

Date **SEP 24 2014**

Date to Mayor **SEP 24 2014**

*Amendment(s):

City Clerk File No. Ord. 14.104
Agenda No. 3.B 1st Reading
Agenda No. 4.B 2nd Reading & Final Passage



ORDINANCE OF JERSEY CITY, N.J.

COUNCIL AS A WHOLE
offered and moved adoption of the following ordinance:

CITY ORDINANCE 14.104

TITLE: **ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 275
(SECOND HAND DEALERS) OF THE JERSEY CITY MUNICIPAL CODE**

THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY DOES ORDAIN:

WHEREAS, theft of property negatively affects the residents of Jersey City and the surrounding area, and has a negative financial impact on citizens and businesses; and

WHEREAS, the City Council believes that a thorough investigation, identification, maintenance of records, and licensing of secondhand dealers in the City of Jersey City is required and would be in the interest of public safety and general welfare, consistent with and in accordance with N.J.S.A. 51:5-1 et seq. and N.J.S.A. 51:6-1 et seq.; and

WHEREAS, it is the purpose and intent of this Chapter to assist law enforcement officials and victims of crime in recovering stolen precious metals, gems, gemstones, and/or other articles by requiring electronic reporting, maintenance and distribution criteria for secondhand and transient dealers; and

WHEREAS, pursuant to this Chapter, secondhand dealers of goods within the City of Jersey City are hereby required to submit transaction data in an electronic format; and

WHEREAS, the use of electronic reporting systems for this type of information is common across the United State. These systems are proved to dramatically increase law enforcement's ability to efficiently collect transaction data, to make matches of sold or pawned items to stolen items, and to identify trends in the selling or pawning of stolen property.

NOW, THEREFORE, BE IT ORDAINED by the Municipal Council of the City of Jersey City as follows:

A. The following amendments to Chapter 275 (Second Hand Dealers) are hereby adopted:

SECOND HAND DEALERS

§275-1. Through §275-9. No Change.

§275-10. Record book; contents.

- A. Every secondhand dealer ~~[shall keep a bound record book, in a form]~~ shall complete a transaction receipt and shall electronically submit said receipt in a method as prescribed by the Director of Public Safety, in which every purchase and sale shall be legibly written in ~~[ink and]~~ English at the time of the transaction, as follows:

**ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 275
(SECOND HAND DEALERS) OF THE JERSEY CITY MUNICIPAL CODE**

- (1) A description of each item involved
 - (2) The number or numbers of identification which may appear on each item.
 - (3) A complete and accurate description of each item or piece comprising old gold, silver, platinum or other metals and of any monograms, inscriptions, marks or other identification thereof.
 - (4) The name, residence and general description of the person from whom such purchase was made and to whom sold, as follows:
 - (a) DOB;
 - (b) Height;
 - (c) Weight;
 - (d) Hair color;
 - (e) Eye color;
 - (f) Facial hair;
 - (g) Employer; and
 - (h) Thumbprint of customer.
 - (5) The day and the hour of the purchase or sale.
 - (6) A photograph of the item.
- B. In the case of a purchase or sale of a pawnbroker ticket or other evidence of a pledged article or a redemption or sale of a pledged article, there shall be ~~[written in such book]~~ recorded in a way as prescribed by the Director of Public Safety at the time of such purchase, sale or redemption:
- (1) The name and address of the person who issued such ticket or other evidence.
 - (2) The pledge number of such pawn ticket or other evidence.
 - (3) The name and address of the pledgor as it appears upon such pawn ticket or other evidence.
 - (4) The amount loaned or advanced as it appears on such pawn ticket or other evidence.
 - (5) The day and hour of such purchase, sale or redemption, as the case may be.
 - (6) The name, residence and general description of the person from whom or to whom the redeemed article is purchased or sold, as the case may be.
 - (7) The sum paid or received for such pawn ticket or other evidence or the sum paid or received for the redeemed article or pledge.
 - (8) Such description of a pledged article as appears on such pawn ticket or other evidenced and an accurate description of every redeemed pledged article.
- C. Every dealer in secondhand articles who receives secondhand articles on consignment shall keep a record, in the above-prescribed book, describing the articles and the name and description of the person or dealer such items are received from.

**ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 275
(SECOND HAND DEALERS) OF THE JERSEY CITY MUNICIPAL CODE**

- D. As between dealers, all transactions shall be recorded in the above-prescribed book and legible records kept describing the articles, including a detailed description of all jewelry and costume jewelry.
- E. Duly licensed dealers in secondhand articles shall keep a record of purchases in a bound book, noting the article number on each purchase. All identifiable secondhand articles shall be entered individually in the ledger book and reported individually to the Director of Public Safety for the City of Jersey City at the close of each business day. The daily reporting requirement set forth in this section shall not apply to nonprofit organizations established under 26 U.S.C. §501.
- F. Every secondhand dealer shall verify the identity of every person from whom he or she purchases an article and keep a written record of the nature of the evidence submitted such person to prove his or her identity. Each seller must provide two forms of identification, one of which must be a photograph along with one of the following:
- (1) Any official document, except a social security account number card, issued by the United States government, any state, county, municipality or subdivision thereof, any public agency or department thereof or any public or private employer which requires and bears the signature of the person to whom it was issued; or
 - (2) Other identification documentation which, under the circumstances of any particular purchase, would lead a reasonable person to believe to be accurate and reliable when identification under Subsection F(1) is not available.

§275-11. Availability of record ~~[book]~~ transaction and items for inspection.

The ~~[record-book]~~ transaction records and items of each secondhand dealer shall, at all reasonable times, be open to the inspection of the personnel of the Department of Public Safety and the Division of Commerce.

§275-12. Through §275-16. No Change.

- B. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.
- C. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Jersey City Code.
- D. This ordinance shall take effect at the time and in the manner as provided by law.
- E. The City Clerk and the Corporation Counsel may change any chapter numbers, article numbers and section numbers if codification of this ordinance reveals a conflict between those numbers and the existing code, in order to avoid confusion and possible accidental repealers of existing provisions.

Note: All new material is underlined; words in ~~[brackets]~~ are omitted.
For purposes of advertising only, new matter is **boldface** and repealed matter by *italics*.

JM/he
9/02/14

APPROVED AS TO LEGAL FORM

Corporation Counsel

Certification Required ☐
Not Required ☐

APPROVED: _____

APPROVED: _____

Business Administrator

RESOLUTION FACT SHEET – NON-CONTRACTUAL

This summary sheet is to be attached to the front of any resolution that is submitted for Council consideration. Incomplete or vague fact sheets will be returned with the resolution.

Full Title of Ordinance/Resolution

ORDINANCE AUTHORIZING THE AMENDMENT OF CHAPTER 275 (SECONDHAND DEALERS) TO REQUIRE SECONDHAND DEALERS TO ELECTRONICALLY RECORD EVERY PURCHASE AND SALE.

Initiator

Department/Division	Department of Public Safety	Office of the Director
Name/Title	James Shea	Director of Public Safety
Phone/email	201-547-4239	jshea@njcps.org

Note: Initiator must be available by phone during agenda meeting (Wednesday prior to council meeting @ 4:00 p.m.)

Resolution Purpose

The current Municipal Ordinance is specific in regards to what methods secondhand dealers must use to record purchases and sales. This ordinance will amend the code to require secondhand dealers to electronically record purchases and sales into a database.

I certify that all the facts presented herein are accurate.

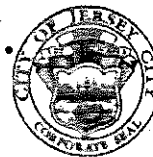


Signature of Department Director

9/2/2014

Date

Ordinance of the City of Jersey City, N.J.



ORDINANCE NO. Ord. 14.104

TITLE: 3.B SEP 10 2014 4.B

SEP 23 2014

Ordinance amending and supplementing Chapter 275 (Second Hand Dealers) of the Jersey City Municipal Code.

RECORD OF COUNCIL VOTE ON INTRODUCTION SEP 10 2014 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
RAMCHAL	✓			OSBORNE	✓			WATTERMAN	✓		
BOGGIANO	✓			COLEMAN	✓			LAVARRO, PRES.	✓		

RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING SEP 23 2014 9-0											
Councilperson OSBORNE moved, seconded by Councilperson LAVARRO to close P.H.											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
RAMCHAL	✓			OSBORNE	✓			WATTERMAN	✓		
BOGGIANO	✓			COLEMAN	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

SPEAKERS:

RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY											
Councilperson moved to amend* Ordinance, seconded by Councilperson & adopted											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI				YUN				RIVERA			
RAMCHAL				OSBORNE				WATTERMAN			
BOGGIANO				COLEMAN				LAVARRO, PRES.			

RECORD OF FINAL COUNCIL VOTE SEP 23 2014 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
RAMCHAL	✓			OSBORNE	✓			WATTERMAN	✓		
BOGGIANO	✓			COLEMAN	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on SEP 10 2014
 Adopted on second and final reading after hearing on SEP 23 2014

This is to certify that the foregoing Ordinance was adopted by the Municipal Council at its meeting on SEP 23 2014

Robert Byrne, City Clerk

*Amendment(s):

APPROVED:

Rolando R. Lavarro, Jr., Council President

Date

SEP 23 2014

APPROVED:

Steven M. Fulop, Mayor

Date

SEP 24 2014

Date to Mayor

SEP 24 2014

City Clerk File No. Ord. 14.105

Agenda No. 3.C 1st Reading

Agenda No. 4.C 2nd Reading & Final Passage



ORDINANCE OF JERSEY CITY, N.J.

COUNCIL AS A WHOLE

offered and moved adoption of the following ordinance:

CITY ORDINANCE 14.105

ORDINANCE OF THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY
TITLE: ADOPTING AMENDMENTS TO THE LAND DEVELOPMENT ORDINANCE
SECTION 345-10 ENVIRONMENTAL COMMISSION, FOR EXPANDING THE
PURPOSES OF THE ENVIRONMENTAL COMMISSION

WHEREAS, the Jersey City Environmental Commission was reorganized in 2011 under City Ordinance 11-002, amending Chapter 31 of the Jersey City Municipal Code, which created the Environmental Commission; and

WHEREAS, the Jersey City Environmental Commission has the power to study and make recommendations regarding environmental concerns which affect the enjoyment and health of the public. (NJSA 40:56a-6); and

WHEREAS, Jersey City did achieve Silver Level Sustainable Jersey Certification in 2011 and does wish to continue the same level of sustainability; and

WHEREAS, Sustainable Jersey does require a Green Team be established by the Mayor and City Council that will focus on completing actions required for Sustainable Jersey Certification; and

WHEREAS, the Green Team provides the leadership to help develop plans, implement programs and assist with educational opportunities that support the creation of a sustainable community; and

WHEREAS, the Planning Board of Jersey City, at its meeting of August 26, 2014 did discuss and vote to recommend adoption of this amendment herein by the Municipal Council;

NOW, THEREFORE, BE IT ORDAINED by the Municipal Council of the City of Jersey City that the Land Development Ordinance, be and hereby is amended as per the attached document;

BE IT FURTHER ORDAINED THAT:

- A. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.
- B. This ordinance shall be a part of the Jersey City Code as though codified and set forth fully herein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Jersey City Code.
- C. This ordinance shall take effect at the time and in the manner as provided by law.
- D. The City Clerk and the Corporation Council be and they are hereby authorized and directed to change any chapter numbers, article numbers and section numbers in the event that the codification of this ordinance reveals that there is a conflict between those numbers and the existing code, in order to avoid confusion and possible repealers of existing provisions.
- E. The City Planning Division is hereby directed to give notice at least ten days prior to the hearing on the adoption of this Ordinance to the Hudson County Planning board and to all other persons entitled thereto pursuant to N.J.S. 40:55D-15 and N.J.S. 40:55D-63 (if required). Upon the adoption of this Ordinance after public hearing thereon, the City Clerk is hereby directed to publish notice of the passage thereof and to file a copy of the Ordinance as finally adopted with the Hudson County Planning Board as required by N.J.S. 40:55D-16. The clerk shall also forthwith transmit a copy of this Ordinance after final passage to the Municipal Tax Assessor as required by N.J.S. 40:49-2.1.



Robert D. Cotter, PP, FAICP, Director of Planning

APPROVED AS TO LEGAL FORM

APPROVED: 

APPROVED:

Business Administrator

Corporation Counsel

Certification Required ☐

Not Required ☐

RESOLUTION FACT SHEET – NON-CONTRACTUAL

This summary sheet is to be attached to the front of any resolution that is submitted for Council consideration. Incomplete or vague fact sheets will be returned with the resolution.

Full Title of Ordinance/Resolution

Amendment to Article 345-10 Environmental Commission

Initiator

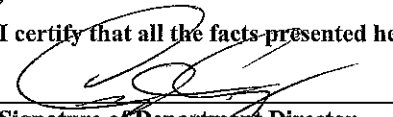
Department/Division	HEDC	Planning
Name/Title	Tanya Marione	Senior Planner
Phone/email	201-547-5488	tanyam@icnj.org

Note: Initiator must be available by phone during agenda meeting (Wednesday prior to council meeting @ 4:00 p.m.)

Purpose

The purpose of this amendment is to expand the purpose of the Jersey City Environmental Commission to also serve as the official Sustainable Jersey Green Team. The Jersey City Environmental Commission is a volunteer board of citizens who are in the environmental professional field or have a deep passion for creating a sustainable Jersey City.

 I certify that all the facts presented herein are accurate.


Signature of Department Director


Date

Proposed amendments to the Land Development Ordinance for Sections Relating to the Environmental Commission Section 345-10

Material indicated by strikethrough like ~~this~~ is existing material that is intended to be deleted.

Material indicated by bold italic *like this* is new material that is intended to be enacted.

3. Purpose of the Environmental Commission.
- a. Promote the protection and conservation of land, air, water and other natural resources within the territorial limits of the City. Such promotion shall consist of educating the public and advising the city government about the best methods for protecting and conserving these resources.
 - b. Assist the City in the proper development and use of these resources by coordinating the planning efforts of the various departments, agencies and agents who provide environmental services.
 - c. Promote the protection of the public health by educating the public and advising City government about environmental health hazards.
 - d. Conduct research into the use and possible use of open land areas of Jersey City and:
 - i. Have the power to coordinate the activities of unofficial bodies organized for similar purposes.
 - ii. Keep an index of all open areas whether publicly or privately owned, including open marshlands, swamps and other wetlands, in order to obtain information on the proper use of such areas.
 - iii. Have the authority to recommend to the Planning Board plans and programs for the development and use of such areas for inclusion in the Jersey City Master Plan.
 - e. Advertise, prepare, print and distribute books, maps, charts, plans and pamphlets which it deems necessary for its purpose.
 - f. Study and make recommendations concerning open space preservation, water resources management, air pollution control, solid waste management, noise control, environmental appearance, marine resources, protection of flora and fauna and any other environmental concerns which affect the enjoyment and health of the public.
 - g. Refer matters to the proper City authorities whenever violations of environmental law come to its attention.
 - h. Keep records of its meetings and activities and shall make an annual report to the City Council.
 - i. Assist in the formulation of funding plans submitted to the Green Acres/Green Trust program of the New Jersey Department of Environmental Protection.
 - j. Advise the Planning Board and Board of Adjustment as to the environmental impact of development projects which would use an average of at least ten thousand (10,000) gallons of water per day.
 - k. Delegate an environmental commissioner to be a permanent member of the Local Emergency Planning Council (per federal P.L. 99-499) and delegate other Commissioners to be members of the other municipal environmental bodies as the City creates from time to time.
 - l. Act and serve as the official Jersey City Sustainable Green Team that is responsible for pursuing and maintaining the City's Sustainable Jersey Certification through collaboration with the municipality and public to develop and support sustainable initiatives for the City.***

SUMMARY SHEET

ORDINANCE OF THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY ADOPTING AMENDMENTS TO THE LAND DEVELOPMENT ORDINANCE SECTION 345-10 ENVIORNMENTAL COMMISSION, FOR EXPANDING THE PURPOSES OF THE ENVIRONMENTAL COMMISSION

The purpose of this amendment is to expand the purpose of the Jersey City Environmental Commission to also serve as the official Sustainable Jersey Green Team. The Jersey City Environmental Commission is a volunteer board of citizens who are appointed by the Mayor and are in the environmental professional field or have a deep passion for creating a sustainable Jersey City. Establishment of the Green Team is a mandatory action for Sustainable Jersey Certification.

Ordinance of the City of Jersey City, N.J.



ORDINANCE NO. Ord. 14.105

TITLE: 3.C SEPT 10 2014 4.C

SEP 23 2014

Ordinance of the Municipal Council of the City of Jersey City adopting amendments to the Land Development Ordinance Section 345-10 Environmental Commission, for expanding the purposes of the Environmental Commission.

RECORD OF COUNCIL VOTE ON INTRODUCTION SEP 10 2014 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
RAMCHAL	✓			OSBORNE	✓			WATTERMAN	✓		
BOGGIANO	✓			COLEMAN	✓			LAVARRO, PRES.	✓		

RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING SEP 23 2014 9-0											
Councilperson <u>LAVARRO</u> moved, seconded by Councilperson <u>RAMCHAL</u> to close P.H.											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
RAMCHAL	✓			OSBORNE	✓			WATTERMAN	✓		
BOGGIANO	✓			COLEMAN	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

SPEAKERS:

RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY											
Councilperson _____ moved to amend* Ordinance, seconded by Councilperson _____ & adopted											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI				YUN				RIVERA			
RAMCHAL				OSBORNE				WATTERMAN			
BOGGIANO				COLEMAN				LAVARRO, PRES.			

RECORD OF FINAL COUNCIL VOTE SEP 23 2014 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
RAMCHAL	✓			OSBORNE	✓			WATTERMAN	✓		
BOGGIANO	✓			COLEMAN	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on SEP 10 2014

Adopted on second and final reading after hearing on SEP 23 2014

This is to certify that the foregoing Ordinance was adopted by the Municipal Council at its meeting on SEP 23 2014

Robert Byrne
Robert Byrne, City Clerk

*Amendment(s):

APPROVED:

Rolando R. Lavarro, Jr., Council President
Date SEP 23 2014

APPROVED:

Steven M. Fulop, Mayor
Date SEP 24 2014

Date to Mayor SEP 24 2014

City Clerk File No. Ord. 14.107

Agenda No. 3.E 1st Reading

Agenda No. 4.D. 2nd Reading & Final Passage



ORDINANCE OF JERSEY CITY, N.J.

COUNCIL AS A WHOLE
offered and moved adoption of the following ordinance:

CITY ORDINANCE 14.107

**TITLE: ORDINANCE OF THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY
ADOPTING AMENDMENTS TO THE NINTH & BRUNSWICK REDEVELOPMENT PLAN
TO EXPAND PERMITTED USES, MODIFY PARKING REQUIREMENTS, AND OTHER
ADMINISTRATIVE ITEMS**

WHEREAS, the Municipal Council of the City of Jersey City adopted the Ninth & Brunswick Redevelopment Plan in December 2011, and amended the Plan subsequently, most recently on February 13, 2013; and

WHEREAS, the existing Plan anticipates a residential building with first floor retail, however the applicant would like to allow restaurants, office, or schools as well; and

WHEREAS, parking standards for the new uses have been established, as well as an optional provision for shared parking; and

WHEREAS, modifications to other language have been made which are generally administrative in nature, including landscaping requirements and a change in height calculations from stories to feet; and

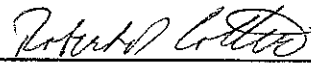
WHEREAS, the Planning Board, at its meeting of August 26, 2014, determined that the Ninth & Brunswick Redevelopment Plan should be amended to establish permitted uses, parking standards, and make other administrative modifications; and

WHEREAS, a copy of the Planning Board's recommended amendments to the Tidewater Basin Redevelopment Plan is attached hereto, and made a part hereof, and is available for public inspection at the office of the City Clerk, City Hall, 280 Grove Street, Jersey City, NJ;

NOW, THEREFORE, BE IT ORDAINED by the Municipal Council of the City of Jersey City that the aforementioned amendments to the Ninth & Brunswick Plan be, and hereby are, adopted.

BE IT FURTHER ORDAINED THAT:

- A. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.
- B. This ordinance shall be a part of the Jersey City Code as though codified and set forth fully herein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Jersey City Code.
- C. This ordinance shall take effect at the time and in the manner as provided by law.
- D. The City Clerk and the Corporation Council be and they are hereby authorized and directed to change any chapter numbers, article numbers and section numbers in the event that the codification of this ordinance reveals that there is a conflict between those numbers and the existing code, in order to avoid confusion and possible repealers of existing provisions.
- E. The City Planning Division is hereby directed to give notice at least ten days prior to the hearing on the adoption of this Ordinance to the Hudson County Planning board and to all other persons entitled thereto pursuant to N.J.S. 40:55D-15 and N.J.S. 40:55D-63 (if required). Upon the adoption of this Ordinance after public hearing thereon, the City Clerk is directed to publish notice of the passage thereof and to file a copy of the Ordinance as finally adopted with the Hudson County Planning Board as required by N.J.S. 40:55D-16. The clerk shall also forthwith transmit a copy of this Ordinance after final passage to the Municipal Tax Assessor as required by N.J.S. 40:49-2.1.


Robert D. Cotter, PP, FAICP
Director, Division of City Planning

APPROVED AS TO LEGAL FORM

APPROVED: 

APPROVED: 

Corporation Counsel

Business Administrator

Certification Required ☐

Not Required ☐

RESOLUTION FACT SHEET - NON-CONTRACTUAL

This summary sheet is to be attached to the front of any resolution that is submitted for Council consideration. Incomplete or vague fact sheets will be returned with the resolution.

Full Title of Ordinance/Resolution

ORDINANCE OF THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY ADOPTING AMENDMENTS TO THE NINTH & BRUNSWICK REDEVELOPMENT PLAN TO EXPAND PERMITTED USES, MODIFY PARKING REQUIREMENTS, AND OTHER ADMINISTRATIVE ITEMS


Initiator

Department/Division	HEDC	City Planning
Name/Title	Robert Cotter, PP, AICP	Director
Phone/email	201-547-5010	bobbyc@jcnj.org

Note: Initiator must be available by phone during agenda meeting (Wednesday prior to council meeting @ 4:00 p.m.)

Resolution Purpose

The proposed amendments recognize that the redevelopment plan will permit a mixed use building, adding offices, restaurants, and schools as permitted on the first floor (retail is already permitted). Parking standards have been added for these uses, and an option for a shared-parking arrangement has been included. Other administrative items, such as minor changes to height and landscaping, have been included.


I certify that all the facts presented herein are accurate.


Signature of Department Director


Date

Ordinance of the City of Jersey City, N.J.



ORDINANCE NO. Ord. 14.107

TITLE: 3.E SEP 10 2014 4.D SEP 23 2014

Ordinance of the Municipal Council of the City of Jersey
City adopting amendments to the Ninth & Brunswick
Redevelopment Plan to expand permitted uses, modify
parking requirements, and other administrative items.

RECORD OF COUNCIL VOTE ON INTRODUCTION								SEP 10 2014 9-0			
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
RAMCHAL	✓			OSBORNE	✓			WATTERMANN	✓		
BOGGIANO	✓			COLEMAN	✓			LAVARRO, PRES.	✓		

RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING								SEP 23 2014 9-0			
Councilperson <u>RIVERA</u> moved, seconded by Councilperson <u>RAMCHAL</u> to close P.H.											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
RAMCHAL	✓			OSBORNE	✓			WATTERMANN	✓		
BOGGIANO	✓			COLEMAN	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

SPEAKERS:

RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY											
Councilperson _____ moved to amend* Ordinance, seconded by Councilperson _____ & adopted _____											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI				YUN				RIVERA			
RAMCHAL				OSBORNE				WATTERMANN			
BOGGIANO				COLEMAN				LAVARRO, PRES.			

RECORD OF FINAL COUNCIL VOTE								SEP 23 2014 9-0			
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
RAMCHAL	✓			OSBORNE	✓			WATTERMANN	✓		
BOGGIANO	✓			COLEMAN	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on SEP 10 2014

Adopted on second and final reading after hearing on SEP 23 2014

This is to certify that the foregoing Ordinance was adopted by
the Municipal Council at its meeting on SEP 23 2014

Robert Byrne
Robert Byrne, City Clerk

*Amendment(s):

APPROVED:

Rolando R. Lavarro, Jr., Council President

Date SEP 23 2014

APPROVED:

Steven M. Fulop, Mayor

Date SEP 24 2014

Date to Mayor SEP 24 2014

City Clerk File No. Ord. 14.108

Agenda No. 3.F 1st Reading

Agenda No. 4.E 2nd Reading & Final Passage



ORDINANCE OF JERSEY CITY, N.J.

COUNCIL AS A WHOLE

offered and moved adoption of the following ordinance:

CITY ORDINANCE 14.108

TITLE:

**ORDINANCE OF THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY ADOPTING
AMENDMENTS TO THE VILLAGE REDEVELOPMENT PLAN TO PERMIT APARTMENT
BUILDINGS ON BLOCK 11110**

WHEREAS, the Municipal Council of the City of Jersey City adopted the Village Redevelopment Plan in January 1980, amended the Plan multiple times, most recently on September 11, 2013; and

WHEREAS, the Planning Board, at its meeting of August 26, 2014, determined that the Village Redevelopment Plan would benefit from an amendment to allow apartment buildings on Block 1110 (bounded by Newark Ave., First St., and Monmouth St.); and

WHEREAS, apartment buildings are currently permitted on this block but only for those lots fronting Newark Avenue; and

WHEREAS, the triangular nature of the block makes this provision geometrically impractical, and allowing the use on all lots would better encourage development and would not be out of character with the neighborhood; and

WHEREAS, a copy of the Planning Board's recommended amendments to the Village Redevelopment Plan is attached hereto, and made a part hereof, and is available for public inspection at the office of the City Clerk, City Hall, 280 Grove Street, Jersey City, NJ;

NOW, THEREFORE, BE IT ORDAINED by the Municipal Council of the City of Jersey City that the aforementioned amendments to the Village Study Area Redevelopment Plan be, and hereby are, adopted.

BE IT FURTHER ORDAINED THAT:

- A. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.
- B. This ordinance shall be a part of the Jersey City Code as though codified and set forth fully herein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Jersey City Code.
- C. This ordinance shall take effect at the time and in the manner as provided by law.
- D. The City Clerk and the Corporation Council be and they are hereby authorized and directed to change any chapter numbers, article numbers and section numbers in the event that the codification of this ordinance reveals that there is a conflict between those numbers and the existing code, in order to avoid confusion and possible repealers of existing provisions.
- E. The City Planning Division is hereby directed to give notice at least ten days prior to the hearing on the adoption of this Ordinance to the Hudson County Planning board and to all other persons entitled thereto pursuant to N.J.S. 40:55D-15 and N.J.S. 40:55D-63 (if required). Upon the adoption of this Ordinance after public hearing thereon, the City Clerk is directed to publish notice of the passage thereof and to file a copy of the Ordinance as finally adopted with the Hudson County Planning Board as required by N.J.S. 40:55D-16. The clerk shall also forthwith transmit a copy of this Ordinance after final passage to the Municipal Tax Assessor as required by N.J.S. 40:49-2.1.



Robert D. Cotter, PP, FAICP
Director, Division of City Planning

APPROVED AS TO LEGAL FORM

Corporation Counsel

Certification Required ☐
Not Required ☐

APPROVED: 

APPROVED: _____

Business Administrator

RESOLUTION FACT SHEET – NON-CONTRACTUAL

This summary sheet is to be attached to the front of any resolution that is submitted for Council consideration. Incomplete or vague fact sheets will be returned with the resolution.

Full Title of Ordinance/Resolution

ORDINANCE OF THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY ADOPTING AMENDMENTS TO THE VILLAGE STUDY AREA REDEVELOPMENT PLAN TO PERMIT APARTMENT BUILDINGS ON BLOCK 11110

Initiator

Department/Division	HEDC	City Planning
Name/Title	Robert Cotter, PP, AICP	Director
Phone/email	201-547-5010	bobbyc@jcnj.org

Note: Initiator must be available by phone during agenda meeting (Wednesday prior to council meeting @ 4:00 p.m.)

Resolution Purpose

This ordinance modifies the Village Redevelopment Plan to allow apartment buildings on block 11110, which is bounded by First St., Newark Ave., and Monmouth Street. Apartment buildings are currently permitted fronting Newark Avenue, but due to the triangular nature of the block it is geometrically impractical as written.


I certify that all the facts presented herein are accurate.


Signature of Department Director


Date

Ordinance of the City of Jersey City, N.J.



ORDINANCE NO. Ord. 14.108

TITLE: J.F. SEPT 10 2014 4.E SEP 23 2014

Ordinance of the Municipal Council of the City of Jersey
City adopting amendments to the Village Redevelopment
Plan to permit apartment buildings on Block 11110.

RECORD OF COUNCIL VOTE ON INTRODUCTION SEP 10 2014 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
RAMCHAL	✓			OSBORNE	✓			WATTERMAN	✓		
BOGGIANO	✓			COLEMAN	✓			LAVARRO, PRES.	✓		

RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING SEP 23 2014 9-0											
Councilperson <u>RIVERA</u> moved, seconded by Councilperson <u>LAVARRO</u> to close P.H.											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
RAMCHAL	✓			OSBORNE	✓			WATTERMAN	✓		
BOGGIANO	✓			COLEMAN	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

SPEAKERS:

RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY											
Councilperson _____ moved to amend* Ordinance, seconded by Councilperson _____ & adopted											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI				YUN				RIVERA			
RAMCHAL				OSBORNE				WATTERMAN			
BOGGIANO				COLEMAN				LAVARRO, PRES.			

RECORD OF FINAL COUNCIL VOTE SEP 23 2014 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
RAMCHAL	✓			OSBORNE	✓			WATTERMAN	✓		
BOGGIANO	✓			COLEMAN	✓			LAVARRO, PRES.	✓		

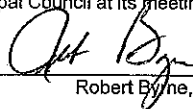
✓ Indicates Vote

N.V.--Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on SEP 10 2014


Adopted on second and final reading after hearing on SEP 23 2014

This is to certify that the foregoing Ordinance was adopted by
the Municipal Council at its meeting on SEP 23 2014


Robert Byrne, City Clerk

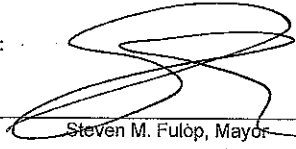
*Amendment(s):

APPROVED:


Rolando R. Lavarro, Jr., Council President

Date SEP 23 2014

APPROVED:


Steven M. Fulop, Mayor

Date SEP 24 2014

Date to Mayor SEP 24 2014

City Clerk File No. Ord. 14.111

Agenda No. 3.1 1st Reading

Agenda No. 4.H. 2nd Reading & Final Passage



ORDINANCE OF JERSEY CITY, N.J.

COUNCIL AS A WHOLE

offered and moved adoption of the following ordinance:

CITY ORDINANCE 14.111

TITLE: ORDINANCE APPROVING A 20 YEAR TAX EXEMPTION FOR AN EMERGING MARKET RESIDENTIAL CONDOMINIUM PROJECT TO BE CONSTRUCTED BY COMMUNITY ASSET PRESERVATION ALLIANCE OF JERSEY CITY #4 URBAN RENEWAL, LLC, AN URBAN RENEWAL ENTITY, PURSUANT TO THE LONG TERM TAX EXEMPTION LAW N.J.S.A. 40A:20-1 ET SEQ.

THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY DOES ORDAIN:

WHEREAS, Community Asset Preservation Alliance of Jersey City #4 Urban Renewal, LLC ("CAPAJC4 Urban Renewal"), is an urban renewal entity, formed and qualified to do business under the provisions of the Long Term Tax Exemption Law of 1992, as amended and supplemented, N.J.S.A. 40A:20-1 et seq. (Entity); and

WHEREAS, the Entity is the Contract Purchaser of certain property known as Block 20005, Lots 4 & 25, on the City's Official Tax map, and more commonly known by the street address of 326 Pacific Avenue, and more specifically described by metes and bounds, in the application [Property]; and

WHEREAS, the Property is located within the Morris Canal Redevelopment Plan Area as required by N.J.S.A. 40A:20-4 and N.J.S.A. 40A:12A-5(g); and

WHEREAS, the Entity has applied for a 20 year long term tax exemption to conduct gut renovation, rehabilitation, and adaptive reuse of an existing house of worship (otherwise known as St. John's AME Church), to convert the structure to a three (3) story, emerging market residential condominium project, containing twelve (12) residential condominium units, and approximately 3,100 square feet of parking for nine (9) parking spaces; and

WHEREAS, the property is currently owned by a church that lost its tax exempt status and subsequently was unable to pay the property taxes which accrued, necessitating the City to impose a tax lien which has been purchased by a third party, who paid the City in full for the delinquent taxes; and

WHEREAS, the Entity has a contract to purchase the property from the church, and the third party lien will hereinafter be satisfied at the closing of the sale of the property to the Entity, which shall take place within ninety (90) days of the date of adoption of the herein Ordinance; and

WHEREAS, the Project received a site plan approval from the Planning Board on July 8, 2014; and

WHEREAS, CAPAJC4 Urban Renewal, LLC, has agreed to:

ORDINANCE APPROVING A 20 YEAR TAX EXEMPTION FOR AN EMERGING MARKET RESIDENTIAL CONDOMINIUM PROJECT TO BE CONSTRUCTED BY COMMUNITY ASSET PRESERVATION ALLIANCE OF JERSEY CITY #4 URBAN RENEWAL, LLC, AN URBAN RENEWAL ENTITY, PURSUANT TO THE LONG TERM TAX EXEMPTION LAW N.J.S.A. 40A:20-1 ET SEQ.

1. pay the greater of (i) the Minimum Annual Service Charge or (ii) 10% of Annual Gross Revenue each year, which sum is estimated to be \$34,187.00, and which shall be subject to statutory staged increases over the term of the tax exemption; and
2. pay an annual sum equal to 1% of each prior year's Annual Service Charge as an Administrative Fee; and
3. provide employment and other economic opportunities for City residents and businesses;
4. pay to City for remittance to Hudson County, an equal to 5% of the Annual Service Charge upon receipt of that charge; and
5. provide a contribution to the City's Affordable Housing Trust Fund, pursuant to Ordinance 03-112, in the amount of \$22,650. This payment is nonrefundable and nontransferrable and shall be forfeited by the Entity should either party terminate the tax exemption prior to the end of the herein term.

WHEREAS, the City hereby determines that the relative benefits of the project outweigh the cost of the tax exemption, for the following reasons:

1. the current real estate taxes generate revenue of only \$20,233, whereas, the Annual Service Charge as estimated, will generate revenue of more than \$34,187 to the City and an additional sum of approximately \$1,423 to Hudson County;
2. it is expected that the Project will create approximately 25 jobs during construction. No new permanent jobs will be created;
3. the Project will stabilize and contribute to the economic growth of businesses in the surrounding area;
4. the Project will further the overall redevelopment objectives of the Morris Canal Redevelopment Plan area;
5. the City's impact analysis, on file with the Office of the City Clerk, indicates that the benefits of the Project outweigh the costs to the City; and

WHEREAS, the City hereby determines that the tax exemption is important in obtaining development of the project and influencing the locational decisions of probable occupants for the following reasons:

1. the relative stability and predictability of the Annual Service Charges will make the Project more attractive to investors needed to finance the Project;
2. the relative stability and predictability of the Annual Service Charges will allow the owner to stabilize its operating budget, allowing a high level of maintenance to the building over the life of the Project, which will attract purchasers to the Project and insure the likelihood of the success of the Project; and

ORDINANCE APPROVING A 20 YEAR TAX EXEMPTION FOR AN EMERGING MARKET RESIDENTIAL CONDOMINIUM PROJECT TO BE CONSTRUCTED BY COMMUNITY ASSET PRESERVATION ALLIANCE OF JERSEY CITY #4 URBAN RENEWAL, LLC, AN URBAN RENEWAL ENTITY, PURSUANT TO THE LONG TERM TAX EXEMPTION LAW N.J.S.A. 40A:20-1 ET SEQ.

WHEREAS, CAPAJC4 Urban Renewal, LLC, has initially complied with Executive Order 2002-005 concerning "Disclosure of Lobbyist Representative Status" by filing an appropriate letter in the Office of the City Clerk; and

NOW, THEREFORE, BE IT ORDAINED by the Municipal Council of the City of Jersey City that:

A. The application of CAPAJC4 Urban Renewal, LLC, an urban renewal company, formed and qualified to do business under the provisions of the Long Term Tax Exemption Law of 1992, as amended and supplemented, N.J.S.A. 40A:20-1 et seq. a copy of which is on file in the office of the City Clerk, for Block 20005, Lots 4 & 25, more commonly known by the street address of 326 Pacific Avenue, more specifically described by metes and bounds in the application is hereby approved.

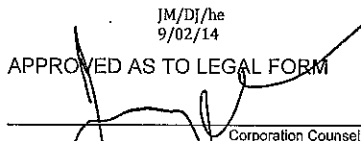
B. The Mayor or Business Administrator is hereby authorized to execute a tax exemption Financial Agreement and a Project Employment and Contracting Agreement. The Financial Agreement shall include at a minimum the following terms and conditions:

1. Term: the earlier of 25 years from the adoption of the within Ordinance or 20 years from the date the project is Substantially Complete;
2. Annual Service Charge: each year the greater of:
 - (a) the Minimum Annual Service Charge equal to \$20,233 upon Project Completion, whether or not the Project is occupied; or
 - (b) 10% of Annual Gross Revenue, estimated at \$34,187, which shall be subject to statutory increases during the term of the tax exemption.
3. Administrative Fee: 1% of the prior year's Annual Service Charge;
4. County Payment: an additional 5% of the Annual Service Charge for remittance by the City to Hudson County or \$1,423;
6. Affordable Housing Trust Fund: provide a contribution to the City's Affordable Housing Trust Fund, pursuant to Ordinance 03-112, in the amount of \$22,650, which represents \$1500 per unit at 12 units (\$18,000) and \$1.50 per approximately 3,100 square feet of parking (\$4,650). This payment is nonrefundable and nontransferrable and shall be forfeited by the Entity should either party terminate the tax exemption prior to the end of the herein term;
7. Project: a three (3) story building with a total of 12 emerging market residential condominium units, and approximately nine (9) parking spaces;
8. An obligation to execute (i) a Project Employment and Contracting Agreement to insure employment and other economic benefits to City residents and businesses;

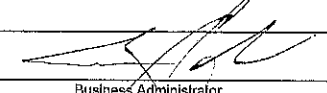
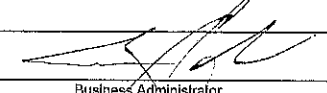
ORDINANCE APPROVING A 20 YEAR TAX EXEMPTION FOR AN EMERGING MARKET RESIDENTIAL CONDOMINIUM PROJECT TO BE CONSTRUCTED BY COMMUNITY ASSET PRESERVATION ALLIANCE OF JERSEY CITY #4 URBAN RENEWAL, LLC, AN URBAN RENEWAL ENTITY, PURSUANT TO THE LONG TERM TAX EXEMPTION LAW N.J.S.A. 40A:20-1 ET SEQ.

9. The Ordinance will be rescinded if the closing of the sale of the property and transfer of title from the seller to the Entity does not take place within ninety (90) days of the date of adoption of the herein Ordinance, unless otherwise extended by the City;
10. This Ordinance will sunset and the Tax Exemption will terminate unless construction of the Project begins within two (2) years of the adoption of the within Ordinance.
- C. The City Clerk shall deliver a certified copy of the Ordinance and Financial Agreement to the Tax Assessor and Director of the Division of Local Government Services.
- D. The application is on file with the office of the City Clerk. The Financial Agreement and Project Employment and Contracting Agreement shall be in substantially the form on file in the Office of the City Clerk, subject to such modification as the Business Administrator or Corporation Counsel deems appropriate or necessary. The applicant shall execute the tax exemption agreement within ninety (90) days of the date of adoption of the herein Ordinance. Failure to comply shall result in the Ordinance being repealed and the tax exemption rescinded.
- E. The actual date of execution of the tax exemption agreement shall not affect, alter or amend the Entity's obligation to make payments according to the intervals set forth in Section 304-28 of the Municipal Code and the tax exemption agreement. Should the Entity fail to make timely payments, interest shall begin to accrue at the rate set forth in the tax exemption agreement.
- F. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.
- G. This ordinance shall be part of the Jersey City Code as though codified and fully set forth therein. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Jersey City Code.
- H. This ordinance shall take effect at the time and in the manner provided by law.
- I. The City Clerk and Corporation Counsel be and they are hereby authorized and directed to change any chapter numbers, article numbers and section numbers in the event that the codification of this ordinance reveals that there is a conflict between those numbers and the existing code, in order to avoid confusion and possible accidental repealers of existing provisions.

NOTE: All material is new; therefore underlining has been omitted.
For purposes of advertising only, new matter is indicated by **bold face** and repealed matter by *italic*.

JM/DJ/he
9/02/14
APPROVED AS TO LEGAL FORM

Corporation Counsel

Certification Required ☐
Not Required ☐

APPROVED: 
APPROVED: 
Business Administrator

Ordinance of the City of Jersey City, N.J.



ORDINANCE NO. Ord. 14.111
TITLE: 3.I SEP 10 2014 4.H

SEP 23 2014

Ordinance approving a 20 year tax exemption for an emerging market residential condominium project to be constructed by Community Asset Preservation Alliance of Jersey City #4 Urban Renewal, LLC, an Urban Renewal Entity, pursuant to the Long Term Tax Exemption Law N.J.S.A. 40A:20-1 et seq.

RECORD OF COUNCIL VOTE ON INTRODUCTION SEP 10 2014 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
RAMCHAL	✓			OSBORNE	✓			WATTERMAN	✓		
BOGGIANO	✓			COLEMAN	✓			LAVARRO, PRES.	✓		

RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING SEP 23 2014 9-0											
Councilperson <u>LAVARRO</u> moved, seconded by Councilperson <u>RAMCHAL</u> to close P.H.											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
RAMCHAL	✓			OSBORNE	✓			WATTERMAN	✓		
BOGGIANO	✓			COLEMAN	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

SPEAKERS:

YVONNE BALLER
KABILI TAYARI

RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY											
Councilperson _____ moved to amend* Ordinance, seconded by Councilperson _____ & adopted _____											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI				YUN				RIVERA			
RAMCHAL				OSBORNE				WATTERMAN			
BOGGIANO				COLEMAN				LAVARRO, PRES.			

RECORD OF FINAL COUNCIL VOTE SEP 23 2014 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
RAMCHAL	✓			OSBORNE	✓			WATTERMAN	✓		
BOGGIANO	✓			COLEMAN	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on **SEP 10 2014**
Adopted on second and final reading after hearing on **SEP 23 2014**

This is to certify that the foregoing Ordinance was adopted by the Municipal Council at its meeting on **SEP 23 2014**

Robert Byrne, City Clerk

*Amendment(s):

APPROVED:

Rolando R. Lavarro, Jr., Council President

Date

SEP 23 2014

APPROVED:

Steven M. Fulop, Mayor

Date

SEP 24 2014

Date to Mayor

SEP 24 2014

City Clerk File No. Ord. 14.113

Agenda No. 3.K 1st Reading

Agenda No. 4.J 2nd Reading & Final Passage



ORDINANCE OF JERSEY CITY, N.J.

COUNCIL AS A WHOLE
offered and moved adoption of the following ordinance:

CITY ORDINANCE 14.113

TITLE: AN ORDINANCE SUPPLEMENTING CHAPTER 332 (VEHICLES AND TRAFFIC) ARTICLE III (PARKING, STANDING AND STOPPING) AND ARTICLE IX (PARKING FOR THE DISABLED) OF THE JERSEY CITY CODE DESIGNATING A RESERVED PARKING SPACE THE RESERVED PARKING SPACE AT 25 CARLTON AVENUE; 13 IRVING STREET; 118 MANHATTAN AVENUE; 19 McDOUGALL STREET; 29 1/2 SHERMAN PLACE; 133 THORNE STREET; 331 YORK STREET AND 4 WILKINSON AVENUE AND REPEALING THE RESERVED PARKING SPACE AT 113 COLDEN STREET; 121 MANHATTAN AVENUE AND 55 WEGMAN PARKWAY

THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY DOES ORDAIN:

1. Chapter 332 (Vehicles and Traffic) Article III (Parking, Standing and Stopping) and Article IX (Parking for the Disabled) of the Jersey City Code is hereby supplemented as follows:

Section 332-29 Disabled Parking Manual

Section 332-69 Restricted parking zones in front of or near residences of disabled drivers.

PARKING FOR THE DISABLED

Restricted parking spaces, (measuring approximately 22 feet in length) in front of residential building for use by persons who have been issued special vehicle identification cards by the Division of Motor Vehicles and handicapped parking permits issued by the Traffic Division.

Jorge Rosario
Amaranth Cline
Mohamed Talaat
Sylvia Colon
Lois DiPaolo
Diane Giorgio
Ann Rosario
Edna Williams

25 Carlton Av
13 Irving St
[121] 118 Manhattan Av
19 McDougall St [113 Colden St]
29 1/2 Sherman Pl
131-133 Thorne St
331 York St
4 Wilkinson Av [55 Wegman Pkway]

2. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.
3. This ordinance shall be a part of the Jersey City Code as though codified and incorporated in the official copies of the Jersey City Code.
4. This ordinance shall take effect at the time and in the manner as prescribed by law.
5. The City Clerk and the Corporation Counsel may change any chapter numbers, article numbers and section numbers if codification of this ordinance reveals a conflict between those numbers and the existing code, in order to avoid confusion and possible accidental repealers of existing provisions.

NOTE: The new material to be inserted is underscored; the material to be repealed is in [brackets].

JDS:pcl
(09.03.14)

APPROVED AS TO LEGAL FORM

Corporation Counsel

Certification Required ☐

Not Required ☐

APPROVED:
Director of Traffic & Transportation

APPROVED:
Municipal Engineer

APPROVED:
Business Administrator

ORDINANCE FACT SHEET – NON-CONTRACTUAL

This summary sheet is to be attached to the front of any ordinance that is submitted for Council consideration. Incomplete or vague fact sheets will be returned with the resolution.

Full Title of Ordinance

AN ORDINANCE SUPPLEMENTING CHAPTER 332 (VEHICLES AND TRAFFIC) ARTICLE III (PARKING, STANDING AND STOPPING) AND ARTICLE IX (PARKING FOR THE DISABLED) OF THE JERSEY CITY CODE DESIGNATING A RESERVED PARKING SPACE THE RESERVED PARKING SPACE AT 25 CARLTON AVENUE; 13 IRVING STREET; 118 MANHATTAN AVENUE; 19 McDOUGALL STREET; 29 ½ SHERMAN PLACE; 133 THORNE STREET; 331 YORK STREET AND 4 WILKINSON AVENUE AND REPEALING THE RESERVED PARKING SPACE AT 113 COLDEN STREET; 121 MANHATTAN AVENUE AND 55 WEGMAN PARKWAY

Initiator

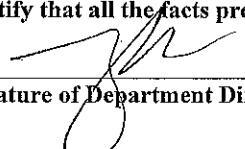
Department/Division	Administration	Architecture, Engineering, Traffic and Transportation
Name/Title	Joao D'Souza on behalf of Councilwoman Joyce Watterman, Chairwoman, Municipal Council Committee for Disabled Parking	Director of Traffic & Transportation
Phone/email	201.547.4470	JOAO@jcnj.org

Note: Initiator must be available by phone during agenda meeting (Wednesday prior to council meeting @ 4:00 p.m.)

Ordinance Purpose

All applications have been reviewed and approved by the Members of the Municipal Council Committee for Disabled Parking.

I certify that all the facts presented herein are accurate.


Signature of Department Director


Date

Ordinance of the City of Jersey City, N.J.



ORDINANCE NO. Ord. 14.113

TITLE: 3.K SEP 10 2014 4.J

SEP 23 2014

An ordinance supplementing Chapter 332 (Vehicles and Traffic) Article III (Parking, Standing and Stopping) and Article IX (Parking for the Disabled) of the Jersey City Code designating a reserved parking space at 25 Carlton Avenue; 13 Irving Street; 118 Manhattan Avenue; 19 McDougall Street; 29 1/2 Sherman Place; 133 Thorne Street; 331 York Street and 4 Wilkinson Avenue and repealing the reserved parking space at 113 Colden Street; 121 Manhattan Avenue and 55 Wegman Parkway.

RECORD OF COUNCIL VOTE ON INTRODUCTION SEP 10 2014 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
RAMCHAL	✓			OSBORNE	✓			WATTERMAN	✓		
BOGGIANO	✓			COLEMAN	✓			LAVARRO, PRES.	✓		

RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING SEP 23 2014 9-0											
Councilperson <u>LAVARRO</u> moved, seconded by Councilperson <u>RAMCHAL</u> to close P.H.											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
RAMCHAL	✓			OSBORNE	✓			WATTERMAN	✓		
BOGGIANO	✓			COLEMAN	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

SPEAKERS:

RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY											
Councilperson _____ moved to amend* Ordinance, seconded by Councilperson _____ & adopted											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI				YUN				RIVERA			
RAMCHAL				OSBORNE				WATTERMAN			
BOGGIANO				COLEMAN				LAVARRO, PRES.			

RECORD OF FINAL COUNCIL VOTE SEP 23 2014 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
RAMCHAL	✓			OSBORNE	✓			WATTERMAN	✓		
BOGGIANO	✓			COLEMAN	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on SEP 10 2014
 Adopted on second and final reading after hearing on SEP 23 2014

This is to certify that the foregoing Ordinance was adopted by the Municipal Council at its meeting on SEP 23 2014

Robert Byrne, City Clerk

*Amendment(s):

APPROVED:

Rolando R. Lavarro, Jr., Council President

Date SEP 23 2014

APPROVED:

Steven M. Fulop, Mayor

Date SEP 24 2014

Date to Mayor SEP 24 2014

City Clerk File No. Ord. 14.114

Agenda No. 3.L 1st Reading

Agenda No. 4.K. 2nd Reading & Final Passage



ORDINANCE OF JERSEY CITY, N.J.

COUNCIL AS A WHOLE
offered and moved adoption of the following ordinance:

CITY ORDINANCE 14.114

TITLE: AN ORDINANCE SUPPLEMENTING CHAPTER 332 (VEHICLES AND TRAFFIC) ARTICLE III (PARKING, STANDING AND STOPPING) OF THE JERSEY CITY CODE AMENDING SECTION 332-24 (NO PARKING CERTAIN HOURS) DESIGNATING BOTH SIDES OF NEWARK AVENUE FROM ERIE STREET TO GROVE STREET, 3:00 P.M. TO MID-NIGHT, MONDAY THROUGH THURSDAY AND 3:00 P.M. FRIDAY THROUGH MID-NIGHT SUNDAY AS NO PARKING

THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY DOES ORDAIN:

1. Chapter 332 (Vehicles and Traffic) Article III (Parking, Standing and Stopping) of the Jersey City Code is hereby supplemented as follows:

Section 332-24

PARKING PROHIBITED CERTAIN HOURS

No person shall park a vehicle between the hours specified upon any of the streets or parts thereof listed below.

Name of Street	Side	Days of Week	Hours	Limits
Newark Av	Both	M - F	4:00 pm to 6:00 pm	Kennedy Blvd to Summit Av
	North	All Days	7:00 am to 9:00 am	105 ft east of Summit Av 400 ft east
	Both	<u>M - Th</u>	<u>3:00 pm to Mid-Night</u>	<u>Erie St to Grove St</u>
		<u>F</u>	<u>3:00 pm to</u>	
		<u>Sun</u>	<u>Mid-Night</u>	

2. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.
3. This ordinance shall be a part of the Jersey City Code as though codified and incorporated in the official copies of the Jersey City Code.
4. The City Clerk and the Corporation Counsel may change any chapter numbers, article numbers and section numbers if codification of this ordinance reveals a conflict between those numbers and the existing code, in order to avoid confusion and possible accidental repealers of existing provisions.

NOTE: All material to be inserted is new and underscored.

JDS:pcl
(08.20.14)

APPROVED AS TO LEGAL FORM

Corporation Counsel

Certification Required ☐

Not Required ☐

APPROVED:
Director of Traffic & Transportation

APPROVED:
Municipal Engineer

APPROVED:
Business Administrator

ORDINANCE FACT SHEET – NON-CONTRACTUAL

This summary sheet is to be attached to the front of any ordinance that is submitted for Council consideration. Incomplete or vague fact sheets will be returned with the resolution.

Full Title of Ordinance

AN ORDINANCE SUPPLEMENTING CHAPTER 332(VEHICLES AND TRAFFIC) ARTICLE III(PARKING, STANDING AND STOPPING) OF THE JERSEY CITY CODE AMENDING SECTION 332-24 (NO PARKING CERTAIN HOURS) DESIGNATING BOTH SIDES OF NEWARK AVENUE FROM ERIE STREET TO GROVE STREET, 3:00 P.M. TO MID-NIGHT, MONDAY THROUGH THURSDAY AND 3:00 P.M. FRIDAY THROUGH MID-NIGHT SUNDAY AS NO PARKING

Initiator

Department/Division	Administration	Architecture, Engineering, Traffic and Transportation
Name/Title	Joao D'Souza	Director of Traffic & Transportation
Phone/email	201.547.4470	JOAO@jcnj.org

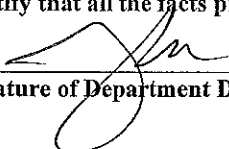
Note: Initiator must be available by phone during agenda meeting (Wednesday prior to council meeting @ 4:00 p.m.)

Ordinance Purpose

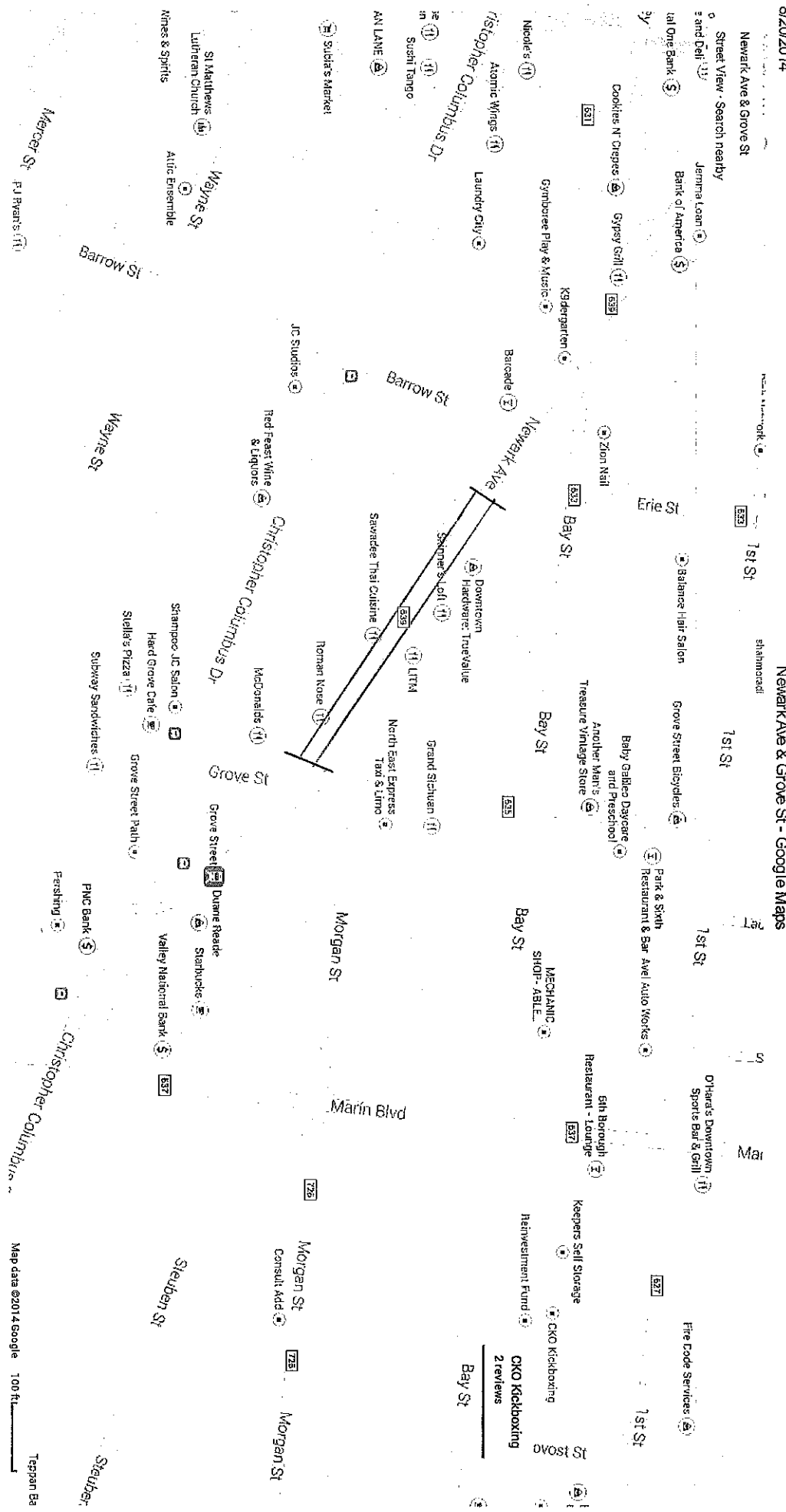
DESIGNATING BOTH SIDES OF NEWARK AVENUE FROM ERIE STREET TO GROVE STREET, 3:00 P.M. TO MID-NIGHT, MONDAY THROUGH THURSDAY AND 3:00 P.M. FRIDAY THROUGH MID-NIGHT SUNDAY AS NO PARKING

Motorists will be prohibited from parking their vehicles during the hours that Newark Avenue, Erie Street to Grove Street, is authorized to be closed for the Pedestrian Plaza.

I certify that all the facts presented herein are accurate.


Signature of Department Director

9/2/14
Date



Ordinance of the City of Jersey City, N.J.



ORDINANCE NO. Ord. 14.114
 TITLE: 3.L SEP TO 2014 4.K SEP 2 3 2014

An ordinance supplementing Chapter 332 (Vehicles and Traffic) Article III (Parking, Standing and Stopping) of the Jersey City Code amending Section 332-24 (No Parking Certain Hours) designating both sides of Newark Avenue from Erie Street to Grove Street, 3:00 p.m. to Mid-night, Monday through Thursday and 3:00 p.m. Friday through Mid-night Sunday as No Parking

RECORD OF COUNCIL VOTE ON INTRODUCTION SEP 10 2014 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
RAMCHAL	✓			OSBORNE	✓			WATTERMANN	✓		
BOGGIANO	✓			COLEMAN	✓			LAVARRO, PRES.	✓		

RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING SEP 2 3 2014 9-0											
Councilperson <u>COLEMAN</u> moved, seconded by Councilperson <u>RAMCHAL</u> to close P.H.											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
RAMCHAL	✓			OSBORNE	✓			WATTERMANN	✓		
BOGGIANO	✓			COLEMAN	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

SPEAKERS:

SEAH LIM KIM

RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY											
Councilperson _____ moved to amend* Ordinance, seconded by Councilperson _____ & adopted											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI				YUN				RIVERA			
RAMCHAL				OSBORNE				WATTERMANN			
BOGGIANO				COLEMAN				LAVARRO, PRES.			

RECORD OF FINAL COUNCIL VOTE SEP 2 3 2014 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
RAMCHAL	✓			OSBORNE	✓			WATTERMANN	✓		
BOGGIANO	✓			COLEMAN	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on SEP 10 2014
 Adopted on second and final reading after hearing on SEP 2 3 2014

This is to certify that the foregoing Ordinance was adopted by the Municipal Council at its meeting on SEP 2 3 2014

Robert Byrne
 Robert Byrne, City Clerk

*Amendment(s):

APPROVED: [Signature]
 Rolando R. Lavarro, Jr., Council President

Date SEP 2 3 2014

APPROVED: [Signature]
 Steven M. Fulop, Mayor

Date SEP 2 4 2014

Date to Mayor SEP 2 4 2014

City Clerk File No. Ord. 14.115

Agenda No. 3.M 1st Reading

Agenda No. 4.L 2nd Reading & Final Passage



ORDINANCE OF JERSEY CITY, N.J.

COUNCIL AS A WHOLE

offered and moved adoption of the following ordinance:

CITY ORDINANCE 14.115

TITLE: AN ORDINANCE SUPPLEMENTING CHAPTER 332 (VEHICLES AND TRAFFIC) ARTICLE II (TRAFFIC REGULATIONS) AMENDING SECTION 332-5 (ONE-WAY STREETS) OF THE JERSEY CITY CODE REPEALING BAY STREET AS A ONE WAY EAST FROM NEWARK AVENUE TO ERIE STREET AND DESIGNATING BAY STREET AS A ONE WAY WEST FROM ERIE STREET TO NEWARK AVENUE

THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY DOES ORDAIN:

1. Chapter 332 (Vehicles and Traffic) Article II (Traffic Regulations) of the Jersey City Code is hereby supplemented as follows:

Section 332-5 ONE-WAY STREETS

The streets or parts of streets listed below are hereby designated as one way streets in the direction indicated.

Name of Street	Direction	Limits
Bay St	West	Greene St to Warren St
	West	Marin Blvd to <u>[Erie St] Newark Av</u>
	<u>[East]</u>	<u>Newark Av to Erie St</u>

2. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.
3. This ordinance shall be a part of the Jersey City Code as though codified and incorporated in the official copies of the Jersey City Code.
4. The City Clerk and the Corporation Counsel may change any chapter numbers, article numbers and section numbers if codification of this ordinance reveals a conflict between those numbers and the existing code, in order to avoid confusion and possible accidental repealers of existing provisions.

NOTE: All new material to be inserted is underscored; the material to be repealed is in [brackets].

JDS:pcd
(08.20.14)

APPROVED AS TO LEGAL FORM

Corporation Counsel

Certification Required ☐

Not Required ☐

APPROVED:
Director of Traffic & Transportation

APPROVED:
Municipal Engineer

APPROVED:
Business Administrator

ORDINANCE FACT SHEET – NON-CONTRACTUAL

This summary sheet is to be attached to the front of any ordinance that is submitted for Council consideration. Incomplete or vague fact sheets will be returned with the resolution.

Full Title of Ordinance

AN ORDINANCE SUPPLEMENTING CHAPTER 332 (VEHICLES AND TRAFFIC) ARTICLE II (TRAFFIC REGULATIONS) AMENDING SECTION 332-5 (ONE-WAY STREETS) OF THE JERSEY CITY CODE REPEALING BAY STREET AS A ONE WAY EAST FROM NEWARK AVENUE TO ERIE STREET AND DESIGNATING BAY STREET AS A ONE WAY WEST FROM ERIE STREET TO NEWARK AVENUE

Initiator

Department/Division	Administration	Architecture, Engineering, Traffic and Transportation
Name/Title	Joao D'Souza on behalf of Robert Kakoleski, Business Administrator	Director of Traffic & Transportation
Phone/email	201.547.4470	JOAO@jenj.org

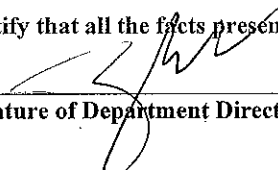
Note: Initiator must be available by phone during agenda meeting (Wednesday prior to council meeting @ 4:00 p.m.)

Ordinance Purpose

REPEALING BAY STREET AS A ONE WAY EAST FROM NEWARK AVENUE TO ERIE STREET AND DESIGNATING BAY STREET AS A ONE WAY WEST FROM ERIE STREET TO NEWARK AVENUE

Restoring Bay Street to a "one way west" is a public safety issue. Bay Street, traveling westerly, is a major route for motorists traveling from the Waterfront to the NJ Turnpike.

I certify that all the facts presented herein are accurate.



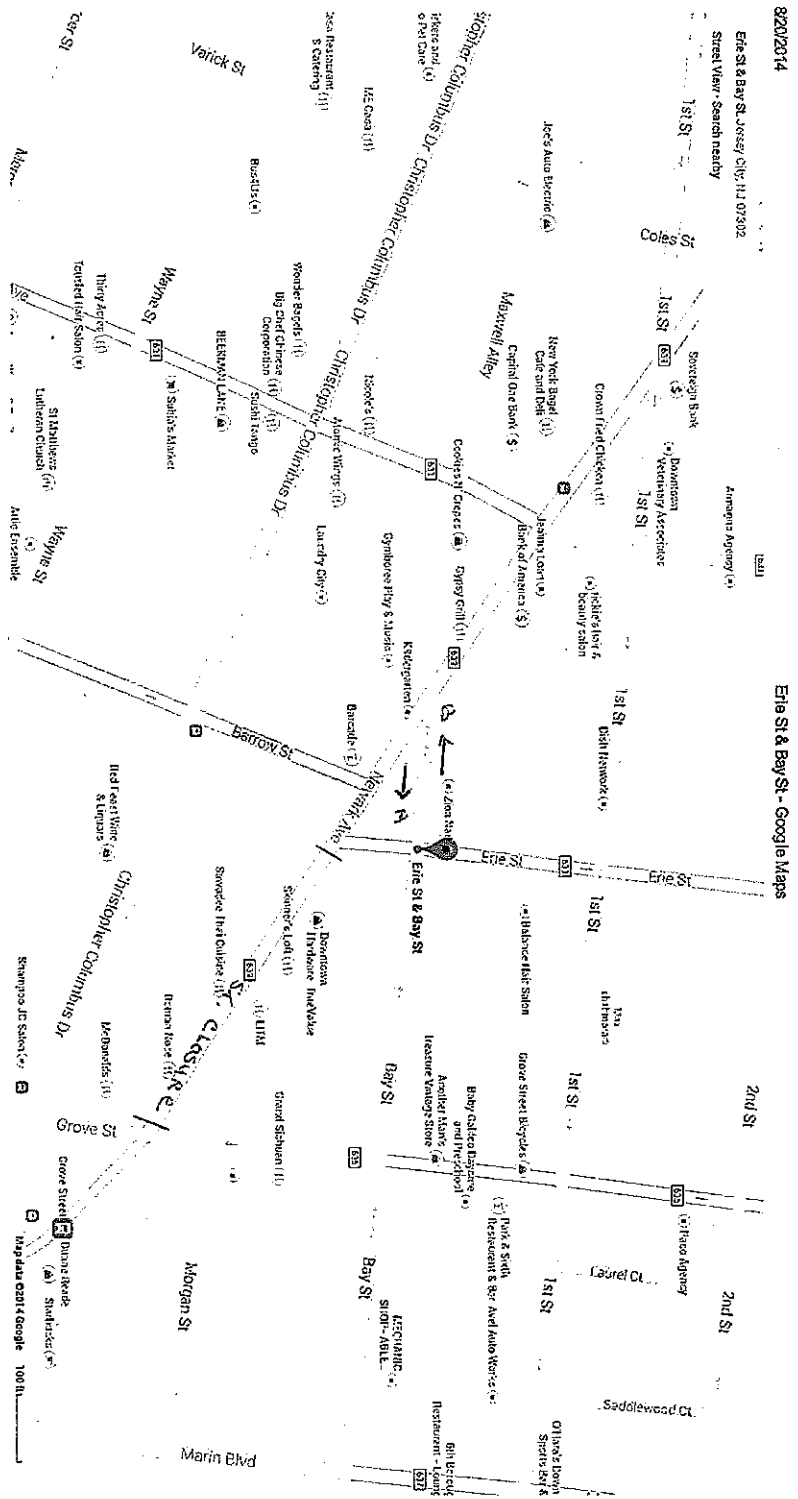
Signature of Department Director

Date

8/20/2014

Eric St & Bay St, Jersey City, NJ 07302

Street View Search nearby



A - Aerial One Way East
B - Designate One Way West

Ordinance of the City of Jersey City, N.J.



ORDINANCE NO. Ord. 14.115

TITLE: 3.M. SEP 10 2014 4.L SEP 23 2014

An ordinance supplementing Chapter 332 (Vehicles and Traffic) Article II (Traffic Regulations) amending Section 332-5(One-Way Streets) of the Jersey City Code repealing Barrow Street as a one way south from Newark Avenue to Columbus Drive.

RECORD OF COUNCIL VOTE ON INTRODUCTION SEP 10 2014 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
RAMCHAL	✓			OSBORNE	✓			WATTERMAN	✓		
BOGGIANO	✓			COLEMAN	✓			LAVARRO, PRES.	✓		

RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING SEP 23 2014 8-0											
Councilperson <u>RIVERA</u> moved, seconded by Councilperson <u>RAMCHAL</u> to close P.H.											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
RAMCHAL	✓			OSBORNE	ABSENT			WATTERMAN	✓		
BOGGIANO	✓			COLEMAN	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

SPEAKERS:

RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY											
Councilperson _____ moved to amend* Ordinance, seconded by Councilperson _____ & adopted _____											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI				YUN				RIVERA			
RAMCHAL				OSBORNE				WATTERMAN			
BOGGIANO				COLEMAN				LAVARRO, PRES.			

RECORD OF FINAL COUNCIL VOTE SEP 23 2014 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
RAMCHAL	✓			OSBORNE	✓			WATTERMAN	✓		
BOGGIANO	✓			COLEMAN	✓			LAVARRO, PRES.	✓		

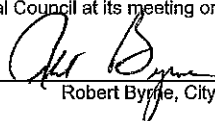
✓ Indicates Vote

N.V.--Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on SEP 10 2014


Adopted on second and final reading after hearing on SEP 23 2014

This is to certify that the foregoing Ordinance was adopted by the Municipal Council at its meeting on SEP 23 2014


Robert Byrne, City Clerk

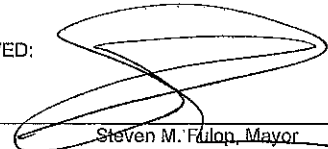
*Amendment(s):

APPROVED:


Rolando R. Lavarro, Jr., Council President

Date SEP 23 2014

APPROVED:


Steven M. Fulop, Mayor

Date SEP 24 2014

Date to Mayor SEP 24 2014

City Clerk File No. Res. 14.116

Agenda No. 3.N 1st Reading

Agenda No. 4.M 2nd Reading & Final Passage



ORDINANCE OF JERSEY CITY, N.J.

COUNCIL AS A WHOLE
offered and moved adoption of the following ordinance:

CITY ORDINANCE 14.116

TITLE:

AN ORDINANCE SUPPLEMENTING CHAPTER 332(VEHICLES AND TRAFFIC) ARTICLE II (TRAFFIC REGULATIONS) SECTION 332-9 (STOP INTERSECTIONS) OF THE JERSEY CITY CODE REPEALING THE INTERSECTIONS OF BARROW ST AND YORK ST; COLES ST AND SEVENTH ST; EIGHTH ST AND BRUNSWICK ST; EIGHTH ST AND MONMOUTH ST; FIRST ST AND ERIE ST; JERSEY AV AND EIGHTH ST; JERSEY AV AND NINTH ST; MONMOUTH ST AND SEVENTH ST; MORGAN ST AND WARREN ST; MORRIS ST AND WASHINGTON ST; NINTH ST AND BRUSWICK ST; PAVONIA AV AND BRUNSWICK ST; SECOND ST AND BRUNSWICK ST; SUSSEX ST AND WASHINGTON ST; TENTH ST AND JERSEY AV; W HAMILTON PL AND NINTH ST AND YORK ST AND JERSEY AV AS A STOP INTERSECTION; DESIGNATING THE INTERSECTION OF ERIE ST AND PAVONIA AV AS A STOP INTERSECTION AND DESIGNATING THE INTERSECTIONS OF BARROW ST AND YORK ST; BRUNSWICK ST AND SECOND ST; BRUNSWICK ST AND EIGHTH ST; BRUNSWICK ST AND NINTH ST; BRUNSWICK ST AND PAVONIA AV; COLES ST AND SEVENTH ST; DIVISION ST AND EIGHTH ST; EIGHTH ST AND MONMOUTH ST; EIGHTH ST AND JERSEY AV; EIGHTH ST AND McWILLIAMS PL; ERIE ST AND FIRST ST; JERSEY AV AND YORK ST; JERSEY AV AND NINTH ST; JERSEY AV AND TENTH ST; MONMOUTH ST AND SEVENTH ST; MORGAN ST AND WARREN ST; MORRIS ST AND WASHINGTON ST; NINTH ST AND WEST HAMILTON PL; SUSSEX ST AND WASHINGTON ST; AS A MULTI-WAY STOP INTERSECTION

THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY DOES ORDAIN:

1. Chapter 332 (Vehicles and Traffic) Article II (Traffic Regulations) of the Jersey City Code is hereby supplemented as follows:

Section 332-9 Stop Intersections

The intersections listed below are hereby designated as a stop intersection. Stop signs shall be installed as provided therein.

Street 1 (Stop Sign On)	Direction of Travel	Street 2 (At Intersection)
<i>Barrow St</i>	<i>North</i>	<i>York St</i>
<i>Coles St</i>	<i>South</i>	<i>Seventh St</i>
<i>Eighth St</i>	<i>West</i>	<i>Brunswick St</i>

Continued.....
JDS:pcl
(8.08.14)

Street 1 (Stop Sign On)	Direction of Travel	Street 2 (At Intersection)
<i>Eighth St</i>	<i>West</i>	<i>Monmouth St</i>
<i>First St</i>	<i>East</i>	<i>Erie St</i>
<i>Jersey Av</i>	<i>North</i>	<i>Eight St</i>
<i>Jersey Av</i>	<i>South</i>	<i>Ninth St</i>
<i>Monmouth St</i>	<i>North</i>	<i>Seventh St</i>
<i>Morgan St</i>	<i>East and West</i>	<i>Warren St</i>
<i>Morris St</i>	<i>East</i>	<i>Washington St</i>
<i>Ninth St</i>	<i>East</i>	<i>Brunswick St</i>
<i>Pavonia Av</i>	<i>West</i>	<i>Brunswick St</i>
<i>Second St</i>	<i>West</i>	<i>Brunswick St</i>
<i>Sussex St</i>	<i>West</i>	<i>Washington St</i>
<i>Tenth St</i>	<i>East and West</i>	<i>Jersey Av</i>
<i>West Hamilton Pl</i>	<i>North</i>	<i>Ninth St</i>
<i>York St</i>	<i>East</i>	<i>Jersey Av]</i>
<u>Erie St</u>	<u>North</u>	<u>Pavonia Av</u>
<u>Barrow St</u>	<u>North</u>	<u>York St – Multi</u>
<u>Brunswick St</u>	<u>South</u>	<u>Second St - Multi</u>
<u>Brunswick St</u>	<u>South</u>	<u>Eighth St – Multi</u>
<u>Brunswick St</u>	<u>South</u>	<u>Pavonia Av - Multi</u>
<u>Brunswick St</u>	<u>South</u>	<u>Ninth St - Multi</u>
<u>Coles St</u>	<u>South</u>	<u>Seventh St – Multi</u>
<u>Division St</u>	<u>North and South</u>	<u>Eighth St - Multi</u>
<u>Eighth St</u>	<u>West</u>	<u>Division St - Multi</u>
<u>Eighth St</u>	<u>West</u>	<u>Brunswick St - Multi</u>
<u>Eighth St</u>	<u>West</u>	<u>Monmouth St - Multi</u>
<u>Eighth St</u>	<u>West</u>	<u>Jersey Av - Multi</u>
<u>Eighth St</u>	<u>West</u>	<u>McWilliams – Multi</u>
<u>Erie St</u>	<u>North</u>	<u>First St - Multi</u>
<u>First St</u>	<u>East</u>	<u>Erie St - Multi</u>
<u>Jersey Av</u>	<u>North and South</u>	<u>York St - Multi</u>
<u>Jersey Av</u>	<u>North</u>	<u>Eight St - Multi</u>
<u>Jersey Av</u>	<u>South</u>	<u>Ninth St - Multi</u>
<u>Jersey Av</u>	<u>North and South</u>	<u>Tenth St - Multi</u>
<u>McWilliams Av</u>	<u>South</u>	<u>Eighth St - Multi</u>
<u>Monmouth St</u>	<u>North</u>	<u>Seventh St - Multi</u>
<u>Monmouth St</u>	<u>North</u>	<u>Eighth St - Multi</u>
<u>Morgan St</u>	<u>East and West</u>	<u>Warren St - Multi</u>
<u>Morris St</u>	<u>East</u>	<u>Washington St - Multi</u>
<u>Ninth St</u>	<u>East</u>	<u>Brunswick St - Multi</u>
<u>Ninth St</u>	<u>East</u>	<u>Jersey Av – Multi</u>
<u>Ninth St</u>	<u>East</u>	<u>West Hamilton Pl - Multi</u>
<u>Pavonia Av</u>	<u>West</u>	<u>Brunswick St - Multi</u>
<u>Second St</u>	<u>West</u>	<u>Brunswick St - Multi</u>
<u>Seventh St</u>	<u>East</u>	<u>Coles St – Multi</u>
<u>Seventh St</u>	<u>East</u>	<u>Monmouth St - Multi</u>
<u>Sussex St</u>	<u>West</u>	<u>Washington St - Multi</u>
<u>Tenth St</u>	<u>East and West</u>	<u>Jersey Av – Multi</u>
<u>Warren St</u>	<u>North and South</u>	<u>Morgan St - Multi</u>
<u>Washington St</u>	<u>North and South</u>	<u>Morris St – Multi</u>
<u>Washington St</u>	<u>North and South</u>	<u>Sussex St - Multi</u>
<u>West Hamilton Pl</u>	<u>North</u>	<u>Ninth St - Multi</u>
<u>York St</u>	<u>East</u>	<u>Jersey Av – Multi</u>
<u>York St</u>	<u>East</u>	<u>Barrow St – Multi</u>

Continued.....
JDS:pc1
(8.08.14)

2. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.
3. The City Clerk and the Corporation Counsel may change any chapter numbers, article numbers and section numbers if codification of this ordinance reveals a conflict between those numbers and the existing code, in order to avoid confusion and possible accidental repealers of existing provisions.
4. This ordinance shall be a part of the Jersey City Code as though codified and incorporated in the official copies of the Jersey City Code.

NOTE: All material to be repealed is in [brackets]; the new material to be inserted is underscored.

APPROVED AS TO LEGAL FORM

Corporation Counsel

Certification Required ☐
Not Required ☐

APPROVED: _____
Director of Traffic & Transportation

APPROVED: _____
Municipal Engineer

APPROVED: _____
Business Administrator

ORDINANCE FACT SHEET – NON-CONTRACTUAL

This summary sheet is to be attached to the front of any ordinance that is submitted for Council consideration. Incomplete or vague fact sheets will be returned with the resolution.

Full Title of Ordinance

AN ORDINANCE SUPPLEMENTING CHAPTER 332(VEHICLES AND TRAFFIC) ARTICLE II (TRAFFIC REGULATIONS) SECTION 332-9 (STOP INTERSECTIONS) OF THE JERSEY CITY CODE REPEALING THE INTERSECTIONS OF BARROW ST AND YORK ST; COLES ST AND SEVENTH ST; EIGHTH ST AND BRUNSWICK ST; EIGHTH ST AND MONMOUTH ST; FIRST ST AND ERIE ST; JERSEY AV AND EIGHTH ST; JERSEY AV AND NINTH ST; MONMOUTH ST AND SEVENTH ST; MORGAN ST AND WARREN ST; MORRIS ST AND WASHINGTON ST; NINTH ST AND BRUSWICK ST; PAVONIA AV AND BRUNSWICK ST; SECOND ST AND BRUNSWICK ST; SUSSEX ST AND WASHINGTON ST; TENTH ST AND JERSEY AV; W HAMILTON PL AND NINTH ST AND YORK ST AND JERSEY AV AS A STOP INTERSECTION; DESIGNATING THE INTERSECTION OF ERIE ST AND PAVONIA AV AS A STOP INTERSECTION AND DESIGNATING THE INTERSECTIONS OF BARROW ST AND YORK ST; BRUNSWICK ST AND SECOND ST; BRUNSWICK ST AND EIGHTH ST; BRUNSWICK ST AND NINTH ST; BRUNSWICK ST AND PAVONIA AV; COLES ST AND SEVENTH ST; DIVISION ST AND EIGHTH ST; EIGHTH ST AND MONMOUTH ST; EIGHTH ST AND JERSEY AV; EIGHTH ST AND McWILLIAMS PL; ERIE ST AND FIRST ST; JERSEY AV AND YORK ST; JERSEY AV AND NINTH ST; JERSEY AV AND TENTH ST; MONMOUTH ST AND SEVENTH ST; MORGAN ST AND WARREN ST; MORRIS ST AND WASHINGTON ST; NINTH ST AND WEST HAMILTON PL; SUSSEX ST AND WASHINGTON ST; AS A MULTI-WAY STOP INTERSECTION.

Initiator

Department/Division	Administration	Architecture, Engineering, Traffic and Transportation
Name/Title	Joao D'Souza at the request of Councilwoman Osborne and Mayor Fulop	Director of Traffic & Transportation
Phone/email	201.547.4470	JOAO@jcnj.org

Note: Initiator must be available by phone during agenda meeting (Wednesday prior to council meeting @ 4:00 p.m.)

Ordinance Purpose

REPEALING THE INTERSECTIONS OF BARROW ST AND YORK ST; COLES ST AND SEVENTH ST; EIGHTH ST AND BRUNSWICK ST; EIGHTH ST AND MONMOUTH ST; FIRST ST AND ERIE ST; JERSEY AV AND EIGHTH ST; JERSEY AV AND NINTH ST; MONMOUTH ST AND SEVENTH ST; MORGAN ST AND WARREN ST; MORRIS ST AND WASHINGTON ST; NINTH ST AND BRUSWICK ST; PAVONIA AV AND BRUNSWICK ST; SECOND ST AND BRUNSWICK ST; SUSSEX ST AND WASHINGTON ST; TENTH ST AND JERSEY AV; W HAMILTON PL AND NINTH ST AND YORK ST AND JERSEY AV AS A STOP INTERSECTION.

DESIGNATING THE INTERSECTION OF ERIE ST AND PAVONIA AV AS A STOP INTERSECTION.

DESIGNATING THE INTERSECTIONS OF BARROW ST AND YORK ST; BRUNSWICK ST AND SECOND ST; BRUNSWICK ST AND EIGHTH ST; BRUNSWICK ST AND NINTH ST; BRUNSWICK ST AND PAVONIA AV; COLES ST AND SEVENTH ST; DIVISION ST AND EIGHTH ST; EIGHTH ST AND MONMOUTH ST; EIGHTH ST AND JERSEY AV; EIGHTH ST AND McWILLIAMS PL; ERIE ST AND FIRST ST; JERSEY AV AND YORK ST; JERSEY AV AND NINTH ST; JERSEY AV AND TENTH ST; MONMOUTH ST AND SEVENTH ST; MORGAN ST AND WARREN ST; MORRIS ST AND WASHINGTON ST; NINTH ST AND WEST HAMILTON PL; SUSSEX ST AND WASHINGTON ST; AS A MULTI-WAY STOP INTERSECTION

The "stop" signs have already been installed at the multi-way stop intersections.

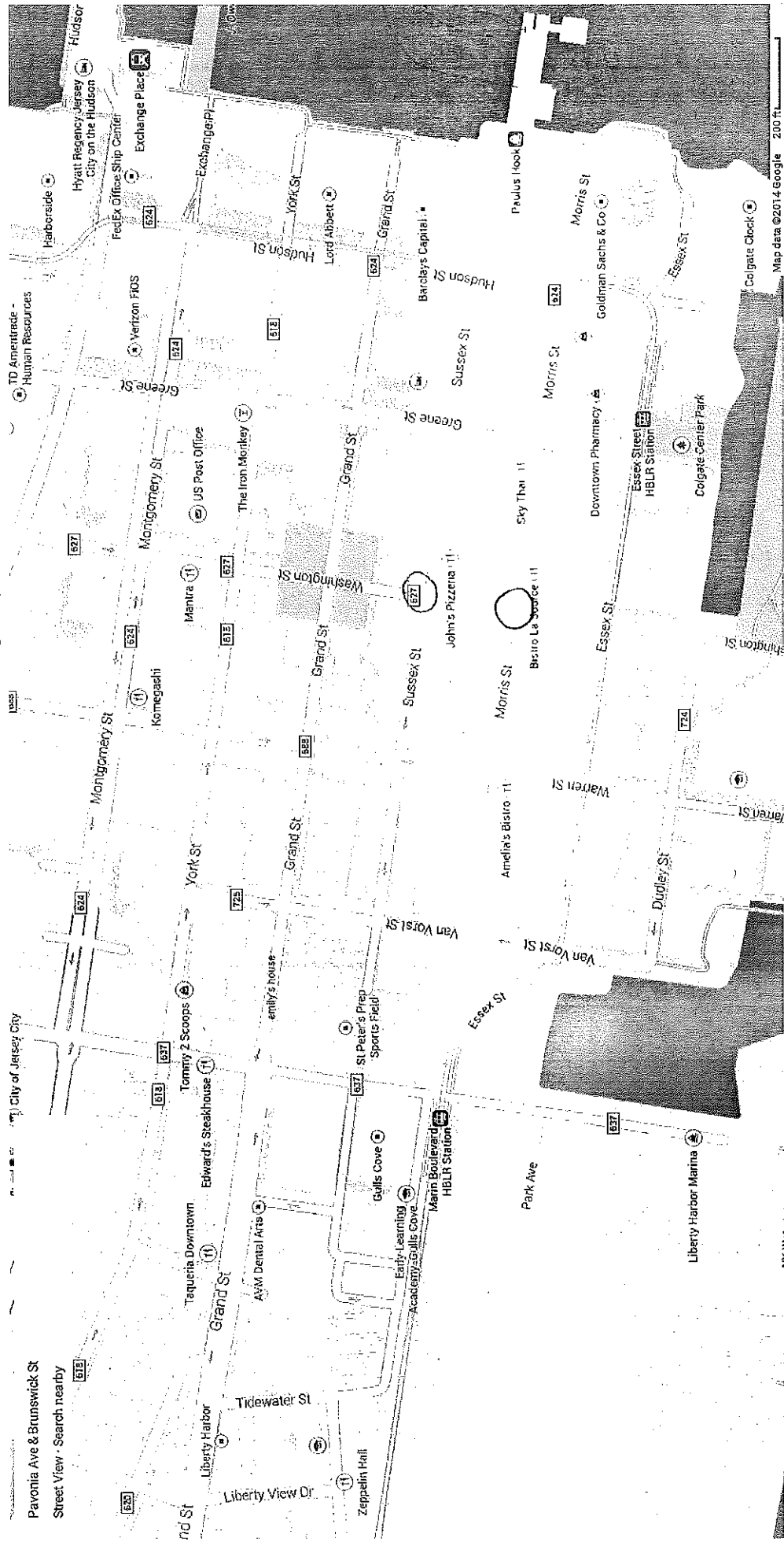
I certify that all the facts presented herein are accurate.

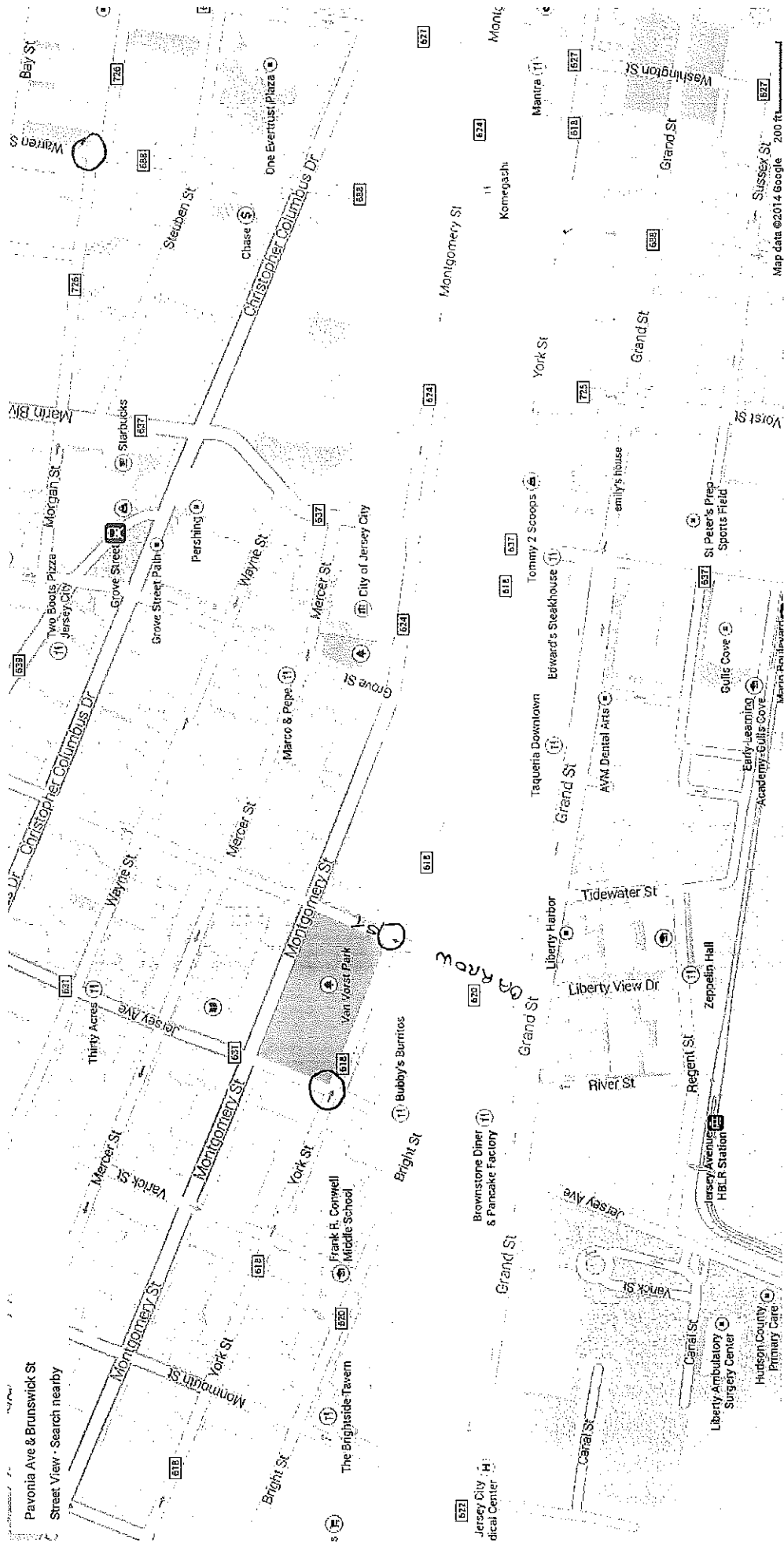
Signature of Department Director

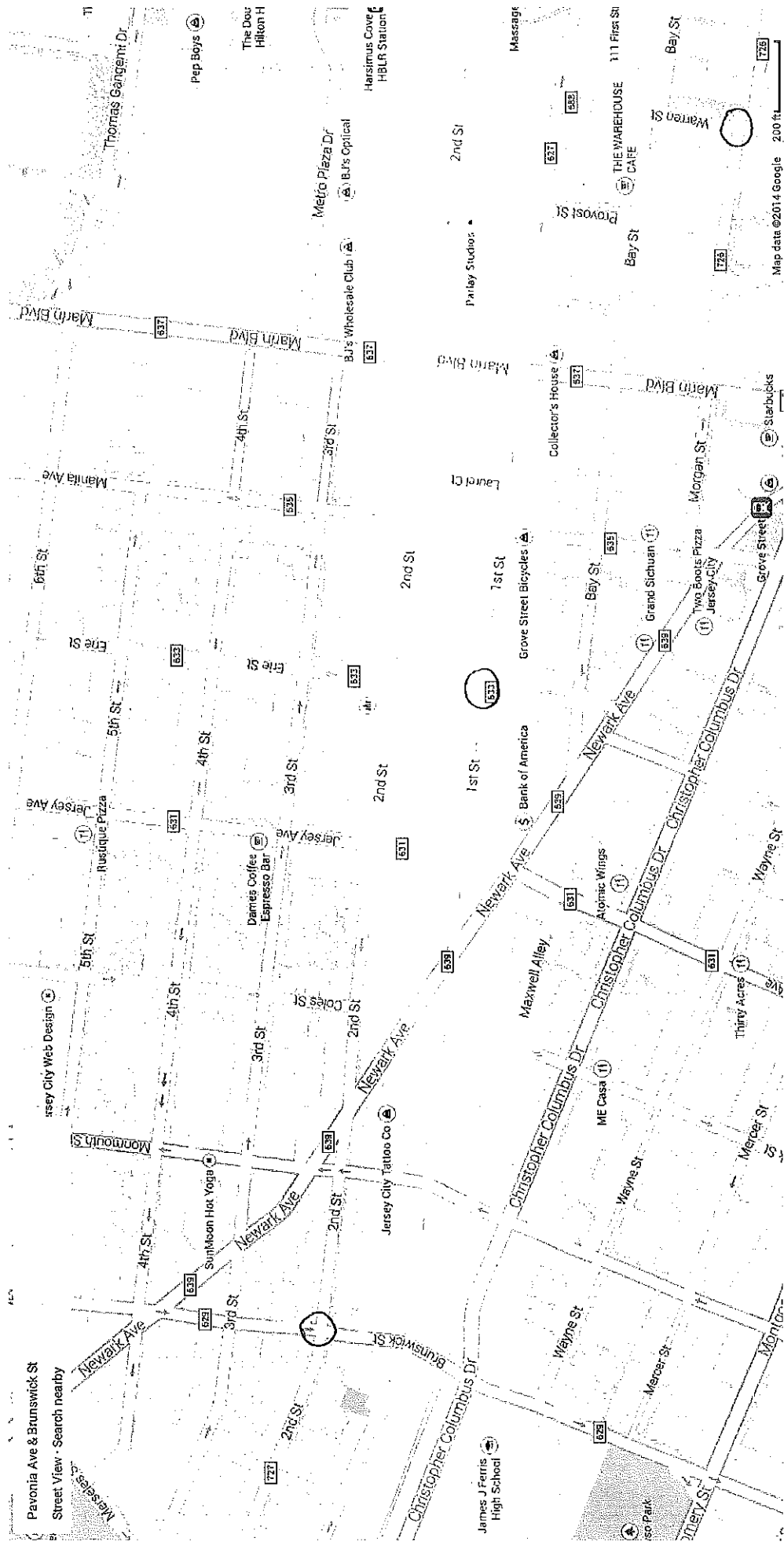
Date

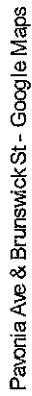
8/18/2014

Pavonia Ave & Brunswick St - Google Maps









Ordinance of the City of Jersey City, N.J.



ORDINANCE NO. Ord. 14.116

TITLE: 3.N SEP 10 2014 4.M SEP 23 2014

An ordinance supplementing Chapter 332 (Vehicles and Traffic) Article II (Traffic Regulations) Section 332-9 (Stop Intersections) of the Jersey City Code repealing the intersections of Barrow St and York St; Coles St and Seventh St; Eighth St and Brunswick St; Eighth St and Monmouth St; First St and Erie St; Jersey Av and Eighth St; Jersey Av and Ninth St; Monmouth St and Seventh St; Morgan St and Warren St; Morris St and Washington St; Ninth St and Brunswick St; Pavonia Av and Brunswick St; Second St and Brunswick St; Sussex St and Washington St; Tenth St and Jersey Av; W Hamilton Pl and Ninth St and York St and Jersey Av as a stop intersection; designating the intersection of Erie St and Pavonia Av as a stop intersection and designating the intersections of Barrow St and York St; Brunswick St and Second St; Brunswick St and Eighth St; Brunswick St and Ninth St; Brunswick St and Pavonia Av; Coles St and Seventh St; Division St and Eighth St; Eighth St and Monmouth St; Eighth St and Jersey Av; Eighth St and McWilliams Pl; Erie St and First St; Jersey Av and York St; Jersey Av and Ninth St; Jersey Av and Tenth St; Monmouth St and Seventh St; Morgan St and Warren St; Morris St and Washington St; Ninth St and West Hamilton Pl; Sussex St and Washington St; as a multi-way stop intersection.

RECORD OF COUNCIL VOTE ON INTRODUCTION

SEP 10 2014 9-0

COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
RAMCHAL	✓			OSBORNE	✓			WATTERMAN	✓		
BOGGIANO	✓			COLEMAN	✓			LAVARRO, PRES.	✓		

RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING

SEP 23 2014 7-0

Councilperson <u>COLEMAN</u> moved, seconded by Councilperson <u>RAMCHAL</u> to close P.H.											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	ABSENT		
RAMCHAL	✓			OSBORNE	ABSENT			WATTERMAN	✓		
BOGGIANO	✓			COLEMAN	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

SPEAKERS:

RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY

Councilperson _____ moved to amend* Ordinance, seconded by Councilperson _____ & adopted											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI				YUN				RIVERA			
RAMCHAL				OSBORNE				WATTERMAN			
BOGGIANO				COLEMAN				LAVARRO, PRES.			

RECORD OF FINAL COUNCIL VOTE

SEP 23 2014 9-0

COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
RAMCHAL	✓			OSBORNE	✓			WATTERMAN	✓		
BOGGIANO	✓			COLEMAN	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on SEP 10 2014

Adopted on second and final reading after hearing on SEP 23 2014

This is to certify that the foregoing Ordinance was adopted by the Municipal Council at its meeting on SEP 23 2014

Robert Byrne, City Clerk

*Amendment(s):

APPROVED:

Rolando R. Lavarro, Jr., Council President

Date SEP 23 2014

APPROVED:

Steven M. Erlup, Mayor

Date SEP 24 2014

Date to Mayor SEP 24 2014

City Clerk File No. Ord. 14.117

Agenda No. 3.0 1st Reading

Agenda No. 4. N. 2nd Reading & Final Passage



ORDINANCE OF JERSEY CITY, N.J.

COUNCIL AS A WHOLE
offered and moved adoption of the following ordinance:

CITY ORDINANCE 14.117

TITLE: ORDINANCE AMENDING CHAPTER 3 (ADMINISTRATION OF GOVERNMENT), ARTICLE XI (DEPARTMENT OF PUBLIC SAFETY), SUB-ARTICLE II (DIVISION OF FIRE AND EMERGENCY SERVICES); ARTICLE XVII (FIRE SAFETY MANAGER); AND CHAPTER 160 (FEES) OF THE JERSEY CITY MUNICIPAL CODE

COUNCIL offered and moved adoption of the following Ordinance:

- A. The following amendments to Chapter 3 (Administration of Government), Article XI (Department of Public Safety), Sub-Article II (Division of Fire and Emergency Services) are hereby adopted:

ADMINISTRATION OF GOVERNMENT
ARTICLE XI
Department of Public Safety
SUB-ARTICLE II
Division of Fire and Emergency Services

§3-88. Creation of the Division of Fire and Emergency Services

There shall be a Division of Fire and Emergency Services, the head of which shall be the Fire Chief. Within the Division of Fire and Emergency Services, there shall be the Bureaus of Fire Operations and Fire Prevention.

- A. The Bureau of Fire Operations shall perform the following functions:

(1) Through (11) No Change.

- B. Bureau of Fire Prevention shall perform the following functions:

The Uniform Fire Safety Act, N.J.S.A. 52:27D-192 et seq. The Bureau of Fire Prevention shall conduct periodic inspections of Life Hazard Use Occupancies required by the Uniform Fire Code on behalf of the Commissioner of the New Jersey Department of Community Affairs.

- (1) There shall be a Fire Prevention Bureau within the Department of Public Safety, the head of which shall be designated as the Fire Official. The Fire Prevention Bureau shall be the local enforcing agency for the Uniform Fire Safety Act, N.J.S.A. 52:27D-192 et seq., as authorized by the Act.
- (2) The Fire Prevention Bureau shall conduct periodic inspections of Life Hazard Use Occupancies required by the Uniform Fire Code on behalf of the Commissioner of the New Jersey Department of Community Affairs.
- (3) Local Enforcement - pursuant to Section 1 of the Uniform Fire Safety Act (P.L. 1983 c. 383), the New Jersey Uniform Fire Code (N.J.A.C. 5:70-1 et seq.), shall be locally enforced in the City of Jersey City.

- (4) Agency Designation - the local enforcing agency shall be the Jersey City Division of Fire and Emergency Services through its Fire Prevention Bureau. Fire Prevention Bureau shall hereinafter be known as the local enforcing agency.
- (5) Duties - the local enforcing agency shall:
- (a) enforce the Uniform Fire Code in all buildings, structures, and premises within the established boundaries of the City of Jersey City, other than one and two unit owner-occupied dwellings used exclusively for dwelling purposes and buildings, structures, and premises owned or operated by Federal Government, Interstate Agencies or the State;
 - (b) faithfully comply with all the pertinent requirements of the Uniform Fire Safety Act and the Uniform Fire Code.
- (6) Organization - the Fire Prevention Bureau shall:
- (a) be under the direct supervision and control of a Fire Official, who shall report to the Director of Public Safety;
 - (b) have paid Fire Inspectors.
- (7) Appointment, Qualifications, Term of Office, Removal of the Fire Official, Inspectors and/or Legal Counsel:
- (a) Fire Official shall be certified by the State, and appointed by the governing body from a list submitted by the Director of Public Safety;
 - (b) Inspectors and other employees of the enforcing agency shall be appointed by the governing body upon recommendation of the Fire Official. All life hazard use Inspectors shall be certified by the State and shall comply with all pertinent Civil Service regulations;
 - (c) Legal Counsel - the governing body shall specifically appoint legal counsel to assist the agency in enforcing the Uniform Fire Code;
 - (d) Removal of office - the Fire Official shall be subject to removal by the governing body for just cause. Before removal from office, the Fire Official shall be afforded an opportunity to be heard by the governing body or a hearing officer designated by the same.
- (8) Life Hazard Uses - the Fire Prevention Bureau shall carry out the periodic inspections of life hazard uses required by the Uniform Fire Code on behalf of the Commissioner of the New Jersey Department of Community Affairs.
- (9) Arson Investigation - there is hereby established within the Department of Public Safety an Arson Investigation Unit. Under the supervision of the Fire Official, the Arson Investigation Unit shall conduct investigations of arson, suspicious fires, undetermined fires, and explosions within the City of Jersey City.
- (a) Before any member of the Department of Public Safety may be assigned to the Arson Investigation Unit, he/she shall have successfully completed a course of training approved by the Police Training commission and an arson investigation training course approved by the New Jersey Department of Public Safety;
 - (b) Members of the Arson Investigation Unit shall have the same powers and authority as police officers within the City of Jersey City while engaged in the actual performance of investigation duties, specifically including the right to

carry firearms pursuant to regulations promulgated by the Director of Public Safety of the City of Jersey City.

§3-88.1. Fire Prevention Code.

Adopt and enforce the State of New Jersey Uniform Fire Code.

§3-88.2. Non-Life Hazard Use Registration.

All premises not classified as "life hazard uses" pursuant to the Uniform Fire Code (with the exception of owner-occupied detached Use Group R-3 structures, used exclusively for dwelling purposes) shall be classified as "Non-Life Hazard Uses". Non-Life Hazard Uses shall be registered and have an annual registration fee with the Jersey City Fire Prevention Bureau, which will conduct annual periodic inspections. The registration process will provide accountability for all types of businesses and stored contents as well as create a safer environment for the public and will facilitate pre-fire planning by the Jersey City Division of Fire and Emergency Services. Non-Life Hazard Use registration forms are available at the office of the Fire Official located at Memorial Fire Headquarters. All registration applications shall be recorded with the Fire Prevention Bureau and be paid annually. If a business is found operating without a registration or permit, an order to cease operation will be issued and enforced with penalties imposed in accordance with N.J.A.C. 5:70-2.12, N.J.A.C. 5:70-2.12A, and N.J.A.C. 5:70-2.13. Outstanding penalties or fees shall be collected through the Jersey City Municipal Court with issuance of Court Summons appearance.

§3-88.3. Commercial/Industrial Registration Fees.

All commercial/industrial locations not registered as Life Hazard Use under the State of New Jersey Uniform Fire Code, shall be registered as a Non-Life Hazard Use with the Fire Prevention Bureau, and shall be inspected on an annual basis. The annual fee for this service will be \$50.00 and shall be paid by the business owner.

<u>Description</u>	<u>Annual Fee</u>
Commercial/Industrial	\$50.00

§3-88.4. Fee Chart.

Residential Multiple Dwelling: All Multiple Dwellings not registered as a Life Hazard use under the State of New Jersey Uniform Code, shall be registered as a Non-Life Hazard Use with the Fire Prevention Division and shall be inspected on an annual basis. The annual fee for this service will be as listed in the chart below and shall be paid by property owner.

<u>Number of Residential Units</u>	<u>Annual Fee</u>
1-10 Units	\$135.00
11-20 Units	\$225.00
21-30 Units	\$325.00
31-40 Units	\$425.00
41 Units and above	\$525.00

Exceptions: 1 (one) or 2 (two) family homes - owner occupied.

§3-88.5. Non-Life Hazard Use Inspections.

Non-Life Hazard Use Inspections will be conducted by line company officer during the course of their tour of duty.

§3-88.6. Permits and Fees.

- A. Type 1A Permit - \$25.00;
 - Type 1 - \$ 125.00
 - Type 2 - \$ 250.00
 - Type 3 - \$ 375.00
 - Type 4 - \$ 500.00
 - Type 5 - \$1500.00
- B. Certificate of Smoke Detector and Carbon Monoxide Alarm Compliance (CSDCMAC) - (N.J.A.C. 5:70-2.3) Fee: \$75.00.
- C. Property Search Fee: \$40.00.
- D. Fire Incident Report: Two (2) pages or less, \$5.00; for additional pages over two (2), \$2.00.
- E. Fire Investigation Reports: Two (2) pages or less, \$5.00; for additional pages over two (2), \$2.00.
- F. Fire Code Status Inspection: \$150.00.
- G. Apparatus Stand-By, Per Hour Per Piece of Apparatus: \$500.00; includes fire apparatus utilized for fireworks, helicopter operations (minimum two apparatus), standpipe flow tests or any other operation deemed necessary by the Fire Official that requires Fire Division monitoring. It shall be the discretion of the Fire Official as to the number of apparatus required.
- H. Inspector Stand-By: Supervisor \$60.00 per hour; Inspector \$50.00 per hour.
- I. Fire Boat Stand-By: \$500.00 per hour.
- J. The use of flammable gas cylinders in food vending carts or vehicles in any amount shall require a Type 1A permit for a \$25.00 fee.

§3-88.7. Technical Amendments. Reserved.**§3-88.8. Solicitations Restricted.**

No member of the Department of Public Safety shall solicit or accept anything of value as consideration for or in connection with the discharge of his or her official duties. No such member shall solicit the sale of tickets in connection with any fund-raising campaign or request contributions directly or indirectly for the same, or solicit anything of value for the benefit of himself or herself or other members of the Division of Fire and Emergency Services, or any other group or organization, without the written permission of the Director of the Division of Fire and Emergency Services.

§3-88.9. Rules and Regulations.

- A. The 1937 Edition of the Rules, Regulations and Manual of Instructions, consisting of 412 pages, is hereby adopted, ratified and promulgated as and for rules of the Division of Fire and Emergency Services.
- B. All the other rules, regulations and general orders promulgated since 1937 by the Director of Public Safety and the Director of the Division of Fire and Emergency Services, and which have been transmitted to the City Clerk, who is to keep them on file, are hereby ratified, adopted and promulgated as the rules and regulations governing the Department of Public Safety and the Division of Fire and Emergency Services.

- B. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.
- C. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Jersey City Code.
- D. This ordinance shall take effect at the time and in the manner as provided by law.
- E. The City Clerk and the Corporation Counsel may change any chapter numbers, article numbers and section numbers if codification of this ordinance reveals a conflict between those numbers and the existing code, in order to avoid confusion and possible accidental repealers of existing provisions.

Note: All new material is underlined; words in [brackets] are omitted.
For purposes of advertising only, new matter is **boldface** and repealed matter by *italics*.

TK/he
1/28/14

APPROVED AS TO LEGAL FORM

Corporation Counsel

Certification Required ☐
Not Required ☐

APPROVED: _____

APPROVED: _____
Business Administrator

RESOLUTION FACT SHEET – NON-CONTRACTUAL

This summary sheet is to be attached to the front of any resolution that is submitted for Council consideration. Incomplete or vague fact sheets will be returned with the resolution.

Full Title of Ordinance/Resolution

Ordinance Attending Chapter 3 (Administration of Government), Article XI (Department of Public Safety), Sub-article II (Division of Fire and Emergency Services); Article XVII (Fire Safety Manager); and Chapter 160 (Fees) of the Jersey City Municipal Code

Initiator

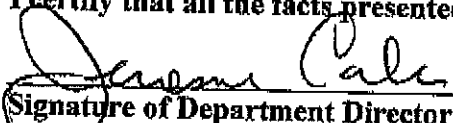
Department/Division	Public Safety - Fire	
Name/Title	Dennis Nuber, Fire Official	
Phone/email	201-547-4255	

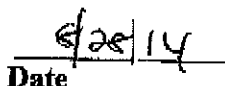
Note: Initiator must be available by phone during agenda meeting (Wednesday prior to council meeting @ 4:00 p.m.)

Resolution Purpose

1. Formally adopt the NJ Fire Code as the enforcement document within the City of Jersey City.
2. Task the Bureau of Fire Prevention with the implementation and enforcement of the NJ Fire Code within the City of Jersey City.
3. Define the duties, organization and appointment parameters for the Bureau of Fire Prevention.
4. Establish fees for the non-life hazard use inspection program as required by the NJ Fire Code.
5. Establish the Arson Investigation Unit.
6. Establish fees for various services performed by the Fire Prevention Bureau.

I certify that all the facts presented herein are accurate.


Signature of Department Director


Date

Ordinance of the City of Jersey City, N.J.



ORDINANCE NO. Ord. 14.117

TITLE: 3.0 SEP 10 2014 4.N SEP 23 2014

Ordinance amending Chapter 3 (Administration of Government), Article XI (Department of Public Safety), Sub-Article II (Division of Fire and Emergency Services); Article XVII (Fire Safety Manager); and Chapter 160 (Fees) of the Jersey City Municipal Code.

RECORD OF COUNCIL VOTE ON INTRODUCTION SEP 10 2014 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
RAMCHAL	✓			OSBORNE	✓			WATTERMAN	✓		
BOGGIANO	✓			COLEMAN	✓			LAVARRO, PRES.	✓		

RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING SEP 23 2014 7-0											
Councilperson <u>COLEMAN</u> moved, seconded by Councilperson <u>RAMCHAL</u> to close P.H.											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	ABSENT		
RAMCHAL	✓			OSBORNE	ABSENT			WATTERMAN	✓		
BOGGIANO	✓			COLEMAN	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

SPEAKERS:

RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY											
Councilperson _____ moved to amend* Ordinance, seconded by Councilperson _____ & adopted											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI				YUN				RIVERA			
RAMCHAL				OSBORNE				WATTERMAN			
BOGGIANO				COLEMAN				LAVARRO, PRES.			

RECORD OF FINAL COUNCIL VOTE SEP 23 2014 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
RAMCHAL	✓			OSBORNE	✓			WATTERMAN	✓		
BOGGIANO	✓			COLEMAN	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on SEP 10 2014

Adopted on second and final reading after hearing on SEP 23 2014

This is to certify that the foregoing Ordinance was adopted by the Municipal Council at its meeting on SEP 23 2014

Robert Byrne, City Clerk

*Amendment(s):

APPROVED:

Rolando R. Lavarro, Jr., Council President

Date SEP 23 2014

APPROVED:

Steven M. Fulop, Mayor

Date SEP 24 2014

Date to Mayor SEP 24 2014

City Clerk File No. Ord. 14.118

Agenda No. 3.P 1st Reading

Agenda No. 4.0 2nd Reading & Final Passage



ORDINANCE OF JERSEY CITY, N.J.

COUNCIL AS A WHOLE
offered and moved adoption of the following ordinance:

CITY ORDINANCE 14.118

TITLE: ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 3 (ADMINISTRATION OF GOVERNMENT) ARTICLE XVIII (FIRE SAFETY MANAGER) MANDATING THE USE OF A FIRE SAFETY MANAGER IN THE CITY OF JERSEY CITY FOR HIGH-RISE BUILDINGS

THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY DOES ORDAIN:

WHEREAS, The Uniformed Fire Safety Act, N.J.S.A. 5:27D-192 et seq. establishes a system for the enforcement of minimum fire safety standards throughout the State of New Jersey; and

WHEREAS, N.J.S.A. 5:18-1.4C provides that a municipality may, by ordinance, make its fire code more restrictive than the standards contained in the Uniformed Fire Code; and

WHEREAS, the proliferation of high-rise buildings has provided a severe strain on the services of the Jersey City Fire Department; and

WHEREAS, it should be incumbent upon property owners to supply needed safety information to the Jersey City Fire Department upon their arrival; and

WHEREAS, it is in the best interest of the City of Jersey City to have the Fire Safety Manager requirements enforced by Jersey City personnel locally; and

NOW, THEREFORE, BE IT ORDAINED by the Municipal Council of the City of Jersey City as follows:

- A. The following amendments to Chapter 3 (Administration of Government), Article XVII (Fire Safety Manager) are hereby adopted:

ADMINISTRATION OF GOVERNMENT ARTICLE XVII Fire Safety Manager

§3-127. Application.

This ordinance shall apply to all buildings or structures more than six (6) stories above grade or more than 75 feet above the lowest level accessible to Fire Department apparatus. This includes buildings or structures of lesser height which are not accessible to Fire Department apparatus because of setbacks or restricted approaches.

§3-128. General.

- A. It is the objective of this regulation to provide training, proper education and licensing through a continuing program for all high-rise occupants and management, to assure prompt reporting of fire, to assure the immediate response to fire alarms and the immediate initiation

of fire safety procedures to safeguard life and property and contain any fire situations or other emergency situations until the arrival of the ~~[Fire Department]~~ Division of Fire and Emergency Services.

- B. It shall be the responsibility of the owner/manager or other person having charge of a high-rise building to comply with these regulations.
- C. It shall be the responsibility of the building management to provide a Fire Safety Manager to perform these duties. In a large high-rise building, the owners of the building should strive to isolate the individual chosen for the Fire Safety Manager's job from other responsibilities. In buildings where there are multiple companies, it is the responsibility of the Fire Safety Manager of the building to coordinate fire safety between the various companies.
- D. In addition to the above duties the Fire Safety Manager shall keep current with pertinent laws and advancements in the fire safety field.
- E. Any person discovering fire, heat or smoke shall immediately report such condition to the Fire Department unless he has personal knowledge that such a report has been made. No person shall make, issue, post or maintain any regulation or order, written or verbal, that would require any person to take any unnecessary delaying action prior to reporting such condition to the Fire Department.
- F. Everyone associated with high-rise structures must recognize that once the construction of the building is completed and the structure occupied, the Fire Safety Manager is the key to future fire safety. His/her talents should be directed toward the prevention of fire by necessary inspections which will definitely cut down on some of the hazards that breed fire and evacuation procedures which will effectively reduce injuries during an emergency. If an accidental fire starts, he/she will have all the defenses ready to combat it by carrying out his/her duties and provide a safe means of evacuation for all buildings occupants.
- G. In order to maintain proficiency and stay abreast of high rise safety, the Bureau of Fire Prevention shall conduct three (3) Continuing Education Instruction Seminars annually.

§3-129. Definitions.

Fire Command Station: The central control station which shall contain where applicable the public address system panel; the fire department communications panel; fire detection and alarm system annunciator panels; status indicators and control for air handling systems; and status indicators and control for air handling systems; and status indicators and a telephone for fire department use with controlled access to the public telephone system.

Fire Drill and Evacuation: The method and practice of a systematic, safe and orderly evacuation of an area or building by and of its occupants in case of fire or other emergency in the least possible time; also the use of such available fire appliances (including sounding of alarms) as may have been provided for the controlling or extinguishing of fire and safeguarding of human life.

Fire Official: A person certified by the Commissioner of the Department of Community Affairs and appointed to direct the enforcement of the Uniform Fire code of the State of New Jersey by the appointing authority in the City of Jersey City.

High-Rise Building: Any building or structure having occupied floors located more than six (6) stories above grade or more than 75 feet above the lowest level accessible to Fire Department apparatus. This includes buildings or structures of lesser height which are not accessible to Fire Department apparatus because of setbacks or restricted approaches.

Owner: A person who owns, purports to own, manages, rents, leases, or exercises control over a building, structure or premises.

Use Group "A": Includes theaters and other buildings used primarily for theatrical or operatic

performances and exhibitions, places of public assembly, amusement, entertainment or recreation, churches, grandstands, bleachers, coliseums, stadiums, tents or similar structures.

Use Group "B": Includes buildings used for the transaction of business, for the rendering of professional services, or for other services that involve stocks of goods, wares or merchandise in limited quantities for use incidental to office uses or simple purposes.

Use Group "I": Includes building housing individuals who, because of age, mental instability, physical limitations, security or other reasons, must live in a supervised environment.

Use Group "M": Includes buildings used for display and sales purposes involving stocks of goods, wares or merchandise incidental to such purposes and accessible to the public.

Use Group "R-1": Includes all hotels, motels and similar buildings arranged for shelter and sleeping accommodations and in which the occupants are primarily transient in nature, making use of the facility for a period of less than 30 days.

Use Group "R-2": Includes all multiple family dwellings having more than two dwelling units and shall also include all dormitories, rooming houses and group rentals where the occupants are living independently of each other and similar buildings arranged for shelter and sleeping accommodations in which the occupants are not transient in nature.

§3-130. Overview.

A. Fire Safety Plan.

- (1) A fire safety plan for fire drills and evacuation procedures in accordance with the requirements of the Fire Official shall be submitted to the Jersey City Fire Department and the approval of Fire Official shall be obtained. The applicable parts of the fire safety plan shall be distributed to the tenants of the building and to the building service employees. Tenant with employees shall distribute to their employees applicable parts of the fire safety plan. All occupants of the building shall participate and cooperate in carrying out the provisions of the fire safety plan. Where the owner of the building is an occupant, he/she shall comply with those provisions of the sections applicable to tenants.
- (2) The Fire Safety Plan shall include the location where tenants who evacuate the building must stage for accountability purposes.

B. Fire Safety Manager, Deputy Fire Safety Manager, and building Evacuation Supervisor.

- (1) Fire Safety Manager and Deputy Fire Safety.
 - (a) In high-rises of Use Group B, R-1 and R-2, one employee shall be designated as "Fire Safety Manager" and one or more employees as "Deputy Fire Safety Managers". Such employees shall have knowledge of a building's fire protection plan and each shall have a Certificate of fitness, in accordance with the requirements of the Fire Official and listed in this ordinance, qualifying him/her to conduct fire drills, evacuations and related activities such as organizing, training and supervising a fire brigade, and designating and training Fire Wardens and Deputy Fire Safety Manager. In the absence of a Fire Safety Manager when a Fire Safety Manager is required to be on-duty in the building, the Deputy Fire Safety Manager shall act as Fire Safety Manager.
 - (b) During normal working or business hours, there shall be on the premises at least one person on-duty in the building designated as "Fire Safety Manager" with a required Certificate of Fitness. During fire emergencies, the primary responsibility of the Fire Safety Manager shall be the supervision and staffing

of a fire command station and the direction and execution of the evacuation as provided in the fire safety plan. Such activities shall be subject to Fire Department control. Normal working or business hours shall be considered from 9:00PM to 4:00PM, Monday thru Friday, excluding holidays.

- (2) Building Evacuation Supervisor. At all other times when there are occupants in the building and there is no Fire Safety Manager on-duty in the building, there shall be at least one employee on-duty on the premises who shall be designated as "Building Evacuation Supervisor". He/she shall be capable of directing the evacuation of the occupants as provided for in the Fire Safety Plan. During fire emergencies, the primary responsibility of the Building Evacuation Supervisor shall be the staffing of a fire command station and the direction and execution of the evacuation as provided in the Fire Safety Plan. His/her training and related activities shall be under the direction of the Fire Safety Manager in accordance with the requirements of the Fire Official and the Fire Safety Plan. Such activities shall be subject to Fire Department control.

- (3) Fire Warden and Deputy Fire Warden.

- (a) The tenant or tenants on each floor shall, upon request of the owner or person-in-charge of the building, make responsible and dependable employees available for designation by the Fire Safety Manager as Fire Warden and deputy Fire Wardens.

- [1] In high-rises of Use Group B and R-1, there shall be a minimum of one (1) Fire Warden and one (1) Deputy Fire Warden for each floor. In cases of multiple tenants on a floor, there shall be a Deputy Fire Warden for each tenant. In addition, any tenancy with more than 7,500 square feet of occupiable space shall have a Deputy Warden for each 7,500 square feet or part thereof.

- [2] In high-rises of Use Group R-2, there shall be a minimum of one (1) Fire Warden and one (1) Deputy Fire Warden for each floor.

C. Fire Brigade:

- (1) A fire brigade consisting of qualified building employees shall be selected, organized, trained and supervised by the fire Safety Manager.
 - (2) The Brigade shall be trained in the proper use of portable fire extinguishers and other manual fire suppression equipment.

- D. Fire Drills. Fire Drills shall be conducted, in accordance with the Fire Safety Plan, at least once every three months for existing buildings during the first two years after the effective date of this ordinance, or for new buildings at least once every three months during the first two years after the issuance of the certificate of occupancy. Thereafter, fire drills shall be conducted at least once every six months. The occupants of the building, other than building employees, shall not be required to leave the floor or use the exits during the drill. A written record of such drills shall be kept on the premises for a three-year period and shall be readily available for inspection by the Fire Department.

- E. The tenant or tenants of each floor, upon request of the owner or the person-in charge of the building, shall make responsible and dependable employees available for designation and training by the Fire Safety Manager as fire wardens and deputy fire wardens. Designated fire wardens and deputy fire wardens shall carry out their responsibilities as contained in the fire safety plan.

- F. In buildings where compliance would cause practical difficulty or undue hardship, the Fire Official may modify the requirements of this ordinance and accept alternatives fulfilling the

intent of these requirements consistent with public safety.

§3-131. Responsibilities.

A. The owner shall:

- (1) Be responsible for providing for fire safety and ~~[the conduction of]~~ conduct fire drills ~~[therein]~~ in accordance with these rules.
- (2) Insure for the development and updating of a written Fire Safety Plan providing for fire drills and evacuation procedures in accordance with these rules.
- (3) Designate an employee as Fire Safety Manager. This person must hold a Certificate of Fitness qualifying him/her to perform the appropriate duties of Fire Safety Manager during normal working or business hours.
- (4) Designate one or more employees as Deputy Fire Safety Manager(s). this/these individual(s) must hold a Certificate of Fitness qualifying him/her to perform the duties of the Fire Safety Manager and may perform in the capacity as Acting Fire Manager in his/her absence.
- (5) Insure that during normal working or business hours, there shall be at least one person on-duty in the building as Fire Safety Manager holding a Certificate of Fitness. He/she shall be qualified to conduct fire drills, evacuation of the evacuation as provided in the Fire Safety Plan. Such activities shall be subject to Fire Department control. Normal working or business hours shall be considered from 9:00 a.m. to 4:00p.m., Monday thru Friday, excluding holidays.
- (6) Ensure that at all other times when there is no Fire Safety Manager on-duty in the building, there shall be at least one person on-duty in the building as Building Evacuation Supervisor. He/she shall be capable of direction the evacuation of the occupants as provided for in the Fire Safety Plan. During fire emergencies, the primary responsibility of Building's Evacuation Supervisor shall be the staffing of a Fire Command Station and the direction and execution of the evacuation as provided in the Fire Safety Plan. His/her training and related activities shall be under the direction of the Fire Safety Manager in accordance with the requirements of these Rules and the Fire Safety Plan. Such activities will be subject to Fire Department Control.

B. The Fire Safety Manager shall:

- (1) Establish, monitor and update a written Fire Safety Plan providing for fire drill and evacuation procedure in accordance with these rules.
- (2) Select qualified building service employees for a Fire Brigade and organize, train and supervise such Fire Brigade (Limited to fire extinguishers).
- (3) Be responsible for the availability and state of readiness of the Fire Brigade.
- (4) Conduct fire and evacuation drills.
- (5) Be responsible for the designation of a Fire Warden for each floor and sufficient Fire Wardens for each tenancy in accordance with these rules.
- (6) Be responsible for the training and activities of the building evacuation supervisor.
- (7) Be responsible for a daily check for the availability of the fire Warden and Deputy Fire Wardens and see that up-to-date organizational charts identifying the Wardens are posted.

- (8) Notify the owner or other person having charge of the building when any designated individual is neglecting his/her responsibilities contained in the Fire Safety Plan. The owner or other person in charge of the building shall bring the matter to attention of the firm employing the individual. If the firm fails to correct the condition the Fire Department shall be notified by the owner or person in charge of the building.
- (9) In event of a fire, shall report to the Fire Command Station to:
- (a) Ensure that the Fire Department has been notified of any fire or fire alarm.
 - (b) Supervise and coordinate staffing of the Fire Command Station. It is essential that the Fire Safety Manager remain in the lobby at the Fire Command Station.
 - (c) Direct evacuation procedures as provided in the Fire Safety Plan.
 - (d) Provide reports of conditions on the fire floor to members of the Fire Department upon their arrival.
 - (e) Advise the Fire Department personnel (Incident Commander) in the operation of the Fire Command Station.
- (10) Identify any condition that will constitute a fire safety violation. Once identified the Fire Safety Manager will immediately take steps to correct the violation. If the violation or condition cannot be corrected by the Fire Safety Manager he/she is obligated to notify the Fire Prevention Bureau for Enforcement.
- The Fire Prevention Bureau
Phone Number (201) 547-4255
fireprevention@njcps.org
- (11) Fire Safety Managers shall attend one (1) continuing education seminar conducted by the Division of Fire & Emergency Services, on an annual basis. The Fee for this service will be \$100. 00.
- (12) Failure to carry out the duties as enumerated in this Ordinance may result in the Revocation of a Fire Safety Managers Certification.
- (13) A Fire Safety Manager's Certification may be revoked at the discretion of the Fire Official for just cause.

C. The Deputy Fire Safety Manager shall:

- (1) Act as Fire Safety Manager, assuming his/her duties and responsibilities in the absence of the Fire Safety Manager during normal working or business hours.

D. The Fire Warden and Deputy Fire Wardens shall:

- (1) Be familiar with the Fire Safety Plan, the location of exits and the location and operation and operation of any available fire alarm system.
- (2) In the event of a fire alarm:
- (a) Ascertain location of the fire.
 - (b) Direct the evacuation of the floor in accordance with directions received and the following guidelines:

[1] If the elevators servicing his floor also service the fire floor, they shall

not be used. However, elevators may be used if there is more than one bank of elevators, and he is informed from the Fire Command Station that one bank is unaffected by the fire.

- [2] If elevators do not service the fire floor and their shafts have no openings on the fire floor, they may be used, unless otherwise directed.
- [3] Elevators staffed by trained building personnel or firemen may also be used.
- [4] In the absence of a serviceable elevator the Fire Warden shall select the safest stairway to use for evacuation on the basis of the location of the fire and any information received from the Fire Command Station. The Fire Warden shall check the environment in the stair prior to entry for evacuation. If it is affected by smoke, an alternate stair shall be selected and the Fire Command Station notified.
- [5] The Fire Warden shall keep the Fire Command Station informed of the means being employed for evacuation by the occupants of his/her floor.
- [6] The most critical areas for immediate evacuation are the fire floor and the floors immediately above. Evacuation from the other floors shall be instituted when instruction from the Fire Command Station or conditions indicates such action. Evacuation should be via uncontaminated stairs. He/she shall try to avoid stairs being used by the Fire Department. If this is not possible, he/she shall try to attract the attention of the Fire Department personnel before such personnel open the door to the fire floor.
- [7] Evacuation to two or more levels below the fire floor is generally adequate. He/she shall keep the Fire Command Station informed regarding his/her location.
- [8] Fire Wardens and their Deputies shall see that all occupants are notified of the fire, and that they proceed immediately to execute the Fire Safety Plan.
- [9] The Fire Warden on the fire floor shall, as soon as practicable, notify the Fire Command Station of the particulars.
- [10] Fire Wardens on the floor above the fire shall, after executing the Fire Safety Plan notify the Command Station of the means being used for evacuation and any other particulars.

E. The Building Evacuation Supervisor shall:

- (1) Be responsible to the Fire Safety Manager for matters relating to fire safety.
- (2) Be capable of directing the evacuation of the occupants as provided by in the Fire Safety Plan.
- (3) During fire emergencies, staff the Fire Command Station and be responsible for the direction and execution of the evacuation as provided for in the Fire Safety Plan.
- (4) Accept the mantle of the Fire Safety Manager's responsibilities when he/she is on-duty and become the key to the building's fire defense. No prudent owner of a high-rise building is going to place in charge an individual who is not capable of handling

the evacuation of a scattered maintenance crew and perhaps a tenant's nighttime working force.

- (5) The building evacuation supervisor has to know the Fire Safety Plan and the duties of the Fire Safety Manger. He/she must be able to operate under emergency conditions. The person has to be intelligent and quick witted.

F. The Fire Brigade shall:

- (1) On the receipt of an alarm for fire:
 - (a) Report to the fire floor and the floor below the fire to assist in evacuation and provide information to the Fire Command Station.
 - (b) Attempt to control the fire until arrival of the Fire Department, if the fire is small and conditions do not pose a personal threat.
 - (c) Leave one member on the floor below the fire to direct the Fire Department to the fire location and to inform them of conditions.
 - (d) On arrival of the Fire Department the fire brigade shall report to the fire Command Station for additional instructions.

§3-132. Requirements.

A. Fire Safety Plan:

- (1) The Fire Safety Plan shall include but not be limited to the requirements of these Rules.
- (2) Within ninety days after the adoption and publication of this Ordinance, the owner or other person having charge of an existing high-rise, shall submit their Fire Safety Plan to the Fire Official for approval. If such Fire Safety Plan is disapproved by the Fire Official, an amended or new Fire Safety Plan shall be resubmitted to the Fire Official within thirty (30) days after notice of such disapproval.
- (3) The owner or other person having charge of a hereafter erected high-rise building of Use Group B, R-1 and R-2, shall submit a Fire Safety Plan to the Fire Official prior to issuance of a temporary or permanent "Certificate of Occupancy". The words "CERTIFICATE OF OCCUPANCY REQUESTED" shall be printed or typed on the top page of the Fire Safety Plan. No "Certificate of Occupancy" or "Temporary Certificate of Occupancy" shall be issued by the Building Department without approval of a Fire Safety Plan by the fire Official.
- (4) The applicable parts of the approved Fire Safety Plan shall be distributed to all tenants of the building by the building management when the Fire Safety Plan has been approved by the Fire Official.
 - (a) The applicable parts of the approved Fire Safety Plan shall then be distributed by the tenants to all their employees and by the building management to all their building employees.
- (5) All occupants of the building shall participate and cooperate in carrying out the provisions of the Fire Safety plan.
- (6) The Plan shall include but not be limited to:
 - (a) Location of nearest exits and alarms.

- (b) Procedures to be followed when a smoke or fire alarm sounds.
- (c) Procedures to be followed in the event of smoke or fire.
- (7) A copy of the plan shall be readily available at all times within the building. The plan must be located at the Fire Command Center.
- (8) An evacuation plan shall be conspicuously posted on every floor for the building occupant's use.
 - (a) Exception: In Use Group R-1, the evacuation plan shall be posted on the inside of each guest room door, other than a door opening directly to the outside at grade level.
- (9) Where the owner of the building is also an occupant of the building he shall be responsible for the observance of this Ordinance and the Fire Safety Plan in the same manner as a tenant.
- (10) In the event there are changes from conditions existing at the time the Fire Safety Plan for the building was approved and the changes are such so as to require changes, an amended Fire Safety Plan shall be submitted to the Fire Official within 30 days of the changes for approvals.

B. Fire Command Station.

- (1) The Fire Command Station shall be established in the lobby of the building on the entrance floor. Such command station shall be adequately illuminated.
- (2) The Fire Command Station shall be provided with floor plans of the building, three sets of building information Placards and other pertinent information relative to the service equipment of the building.
- (3) A copy of the Fire Safety Plan shall be at the Fire Command Station.
- (4) A listing of all handicapped tenants and/or residents shall be at the Command Fire Station.
- (5) The Fire Command Center shall maintain a comprehensive log which shall include:
 - (a) The name and signature of the Fire Safety Manager or the Building Evacuation Supervisor on-duty along with the date of arrival and departure.
 - (b) A description of each incident occurring, including the date, time, location and action taken. An incident shall include, but not be limited to, fire, alarm, alarm activation, trouble signal, fire protection equipment malfunction, and any unrecorded communication pertaining to fire or life safety which is made to or from the Fire command Center.
 - (c) This log shall be readily available for Fire Department inspection.
- (6) Every 10th Floor, (i.e., the 10th floor, the 20th floor, the 30th floor, etc.) shall have a small room designated and marked "Fire Department Equipment" and shall contain four (4) lengths of 2 ½" hose and one smooth bore nozzle, one axe and one pike pool, to be utilized by the Fire Department in emergency situations and be supplied by the building owner.

C. Communications and Fire Alarm.

- (1) A means of communication and fire alarm for use during fire emergencies shall be provided and maintained by the owner or person in charge of the building.
- (2) All occupants of the building shall participate in fire drills. However, tenants of the building, other than building service employees, are not required to leave through the exits during the drill.
 - (a) A written record of such drills shall be kept on the premises for a three year period and shall be readily available for Fire Department inspection.

D. Signs.

- (1) Signs at elevator landings. A sign shall be posted and maintained in a conspicuous place on every floor at the elevator landing, indicating that in case of a fire, occupants shall use the stairs unless otherwise instructed. The sign shall contain a diagram showing the location of the stairs, except that such diagram may be omitted provided that signs containing such diagram are posted in conspicuous places on the respective floor.
- (2) Floor numbering signs. A sign shall be posted and maintained within each stair enclosure on every floor indicating the initial floor, the number of the floor and the terminus of the stairway.
- (3) Stair and elevator identification signs. Each stair and each bank of elevators shall be identified by an alphabetical letter. A sign indicating the letter of identification shall be posted and maintained at each elevator landing and on the side of the stair door from which egress is to be made.
- (4) Stair reentry signs. A sign shall be posted and maintained on each floor within each stair on the occupancy side of each stair door, where applicable, indicating whether reentry is provided into the building and the floor where such reentry is provided.

§3-133. Certificate of Fitness.

A. Capabilities. The Fire Safety Manager shall have the following capabilities:

- (1) ~~[Conducting]~~ Ability to conduct fire evacuation drills, evacuation and related duties such as organizing, training and supervising a fire brigade.
- (2) ~~[Supervising and staffing]~~ Ability to supervise and staff a fire command station for implementation and direction of evacuation procedures in building under his/her control in accordance with the provisions of Fire Department Rules and the Fire Safety Plan.
- (3) ~~[Developing and implementing]~~ Ability to develop and implement a fire prevention and protection program to uncover and correct hazards relative to exits and maintenance thereof.
- (4) Show ~~[any]~~ knowledge in fire extinguishing systems and appliances; fire doors in partitions, exit passageways and stairs; the posting of door, elevator and other informational signs; the storage and use of combustible or flammable materials.

B. Qualifications: The Fire Safety Manager shall have the following qualifications:

- (1) Possess [A] at least five (5) years experience in fire protection and/or fire prevention activity or five (5) years experience in a responsible position pertaining to operation of building service equipment as defined in the Building Code or a satisfactory combination or equivalent.

- (2) Shall satisfactorily complete a course for Fire Safety Manager given by a school or other organization acceptable to the Fire Department. The Fire Department will issue a Certificate of Completion to the applicant after he/she has passed a written examination administered by the Fire Department. The applicant shall possess such a Certificate of Completion when making an application for a Certificate of Fitness.
- (3) Shall ~~have the ability to~~ pass an examination by a person or body designated by the Fire Official relative to the characteristics and occupancy of the building which is to be under the applicant's control and the duties connected with the service to be performed including, among others, the following:
 - (a) Certificate of Occupancy provisions.
 - (b) Height, area, construction and occupancy.
 - (c) Number, type and location of exits.
 - (d) Number type and location of areas of refuge, if any.
 - (e) Number, type, location and operation of elevators and escalators.
 - (f) Interior Fire Alarms, Special Alarms and/or Communication Systems.
 - (g) Standpipe system components and operation.
 - (h) Sprinkler system components and operation.
 - (i) Special extinguishing system components and operation.
 - (j) Number of person normally employed in building.
 - (k) Number of persons normally visiting the building.
 - (l) Plan for fire evacuation drills and evacuation.
 - (m) Table of organization for drill plan and for fire brigade.
 - (n) Operation of service equipment such as power, light, heat, cooling, ventilation, air-conditioning, refuse disposal, firefighting, transportation, or similar facility.
 - (o) Alterations and repair operations and the protective and preventive measures necessary to safeguard such operations, with priority attention to torch operations and the introduction, storage and use of flammable commodities.
 - (p) Special occupancies in the building and the proper protection and maintenance thereof.

C. Procedures. A Certificate of Fitness requires two levels of approval. The first is the general classroom qualification for Fire Safety Manager along with a Jersey City Fire Department Examination. The second level is the specific qualification for the particular building for which he/she is employed. The qualifications are as follows:

- (1) Level One: This level is achieved when an applicant completes a "Fire Safety Manager's course" in an institution approved by the Jersey City Fire Official, the applicant must then pass an examination by the Jersey City Fire Official and receives his/her Certificate of Completion. Employment as Fire Safety Manager in a particular building is not necessary for a Certificate of Completion.
- (2) Level Two: This level is achieved when the applicant successfully passes an examination given by the Fire Official in the field, pertaining to the service equipment and the Fire Safety Plan for the specific building for which he/she is Fire Safety Manager.
- (3) The applicant with the first level approval may continue employment as Fire Safety Manager while awaiting the second level approval.
- (4) If the holder of a first and second level approval terminates employment with the building in which he/she is employed, the second level approval for that specific building which he/she left is automatically revoked and a new second level approval is required for his/her new building. The holder of the Certificate of Fitness and the building owner/manager shall promptly notify the Fire Official of such change of building.

§3-134. Variations.

In buildings where compliance would cause practical difficulty or undue hardship, the Fire Official, at his discretion, may modify the requirements of these Rules and accept alternatives fulfilling the intent of these requirements consistent with public safety.

§3-135. Violations.

Any person who shall violate, or refuse, or neglect to comply with any provision of this code shall, upon conviction thereof be punished by a fine of not more than five hundred dollars, or by imprisonment not exceeding six months, or both; and any such person shall, also, for each offense, be subject to the payment of a penalty in the sum of two hundred fifty dollars to be recovered in a civil action brought in the name of the Fire Official.

- B. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.
- C. The City Clerk shall have this ordinance codified and incorporated in the official copies of the Jersey City Code.
- D. This ordinance shall take effect at the time and in the manner as provided by law.
- E. The City Clerk and the Corporation Counsel may change any chapter numbers, article numbers and section numbers if codification of this ordinance reveals a conflict between those numbers and the existing code, in order to avoid confusion and possible accidental repealers of existing provisions.

Note: All new material is underlined; words in [brackets] are omitted.
For purposes of advertising only, new matter is **boldface** and repealed matter by *italics*.

TK/he
1/28/14

APPROVED AS TO LEGAL FORM

Certification Required ☐
Not Required ☐

Corporation Counsel

APPROVED: _____

APPROVED: _____

Business Administrator

RESOLUTION FACT SHEET – NON-CONTRACTUAL

This summary sheet is to be attached to the front of any resolution that is submitted for Council consideration. Incomplete or vague fact sheets will be returned with the resolution.

Full Title of Ordinance/Resolution

Ordinance Amending and Supplementing Chapter 3 (Administration of Government) Article XVIII (Fire Safety Manager) Mandating the Use of a Fire Safety Manager in the City of Jersey City for High-Rise Buildings

Initiator

Department/Division	Public Safety – Fire	
Name/Title	Dennis Nuber, Fire Official	
Phone/email	201-547-4255	

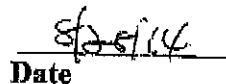
Note: Initiator must be available by phone during agenda meeting (Wednesday prior to council meeting @ 4:00 p.m.)

Resolution Purpose

1. Create a continuing educational training program for Fire Safety Managers within the City of Jersey City.
2. Require all certified Fire Safety Managers to attend one training seminar as conducted by the Bureau of Fire Prevention.
3. Establish a minimum standard of training for certified Fire Safety Managers operating within the City of Jersey City.
4. Establish procedures for the revocation of a Fire Safety Managers certification for failure to carry out his/her duties in a professional and conscientious manner.

I certify that all the facts presented herein are accurate.


Signature of Department Director


Date

Ordinance of the City of Jersey City, N.J.



ORDINANCE NO. Ord. 14.118
 TITLE: J.P. SEPTO 2014 4.0 **SEP 23 2014**

Ordinance amending and supplementing Chapter 3 (Administration of Government), Article XVIII (Fire Safety Manager) mandating the use of a Fire Safety Manager in the City of Jersey City for high-rise buildings.

RECORD OF COUNCIL VOTE ON INTRODUCTION SEP 10 2014 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
RAMCHAL	✓			OSBORNE	✓			WATTERMAN	✓		
BOGGIANO	✓			COLEMAN	✓			LAVARRO, PRES.	✓		

RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING SEP 23 2014 8-0											
Councilperson <u>RAMCHAL</u> moved, seconded by Councilperson <u>LAVARRO</u> to close P.H.											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA		ABSENT	
RAMCHAL	✓			OSBORNE	✓			WATTERMAN	✓		
BOGGIANO	✓			COLEMAN	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

SPEAKERS:

RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY											
Councilperson _____ moved to amend* Ordinance, seconded by Councilperson _____ & adopted											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI				YUN				RIVERA			
RAMCHAL				OSBORNE				WATTERMAN			
BOGGIANO				COLEMAN				LAVARRO, PRES.			

RECORD OF FINAL COUNCIL VOTE SEP 23 2014 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
RAMCHAL	✓			OSBORNE	✓			WATTERMAN	✓		
BOGGIANO	✓			COLEMAN	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on **SEP 10 2014**
 Adopted on second and final reading after hearing on **SEP 23 2014**

This is to certify that the foregoing Ordinance was adopted by the Municipal Council at its meeting on **SEP 23 2014**

Robert Byrne
 Robert Byrne, City Clerk

*Amendment(s):

APPROVED: [Signature]
 Rolando R. Lavarro, Jr., Council President
 Date **SEP 23 2014**

APPROVED: [Signature]
 Steven M. Fulop, Mayor
 Date **SEP 24 2014**
 Date to Mayor **SEP 24 2014**

City Clerk File No. Ord. 14.119

Agenda No. 3.Q 1st Reading

Agenda No. 4.P. 2nd Reading & Final Passage



ORDINANCE OF JERSEY CITY, N.J.

COUNCIL AS A WHOLE
offered and moved adoption of the following ordinance:

CITY ORDINANCE 14.119

TITLE: AN ORDINANCE SUPPLEMENTING CHAPTER 332 (VEHICLES AND TRAFFIC) ARTICLE II (TRAFFIC REGULATIONS) AMENDING SECTION 332-5 (ONE-WAY STREETS) OF THE JERSEY CITY CODE REPEALING BARROW STREET AS A ONE WAY SOUTH FROM NEWARK AVENUE TO COLUMBUS DRIVE

THE MUNICIPAL COUNCIL OF THE CITY OF JERSEY CITY DOES ORDAIN:

1. Chapter 332 (Vehicles and Traffic) Article II (Traffic Regulations) of the Jersey City Code is hereby supplemented as follows:

Section 332-5 ONE-WAY STREETS

The streets or parts of streets listed below are hereby designated as one way streets in the direction indicated.

Name of Street	Direction	Limits
Barrow St	North [South]	Grand St to Columbus Dr Newark Av to Columbus Dr]

2. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.
3. This ordinance shall be a part of the Jersey City Code as though codified and incorporated in the official copies of the Jersey City Code.
4. The City Clerk and the Corporation Counsel may change any chapter numbers, article numbers and section numbers if codification of this ordinance reveals a conflict between those numbers and the existing code, in order to avoid confusion and possible accidental repealers of existing provisions.

NOTE: All material to be repealed is in [brackets].

JDS:pcl
(09.05.14)

APPROVED AS TO LEGAL FORM

Corporation Counsel

Certification Required ☐

Not Required ☐

APPROVED: _____
Director of Traffic & Transportation

APPROVED: _____
Municipal Engineer

APPROVED: _____
Business Administrator

ORDINANCE FACT SHEET – NON-CONTRACTUAL

This summary sheet is to be attached to the front of any ordinance that is submitted for Council consideration. Incomplete or vague fact sheets will be returned with the resolution.

Full Title of Ordinance

AN ORDINANCE SUPPLEMENTING CHAPTER 332 (VEHICLES AND TRAFFIC) ARTICLE II (TRAFFIC REGULATIONS) AMENDING SECTION 332-5 (ONE-WAY STREETS) OF THE JERSEY CITY CODE REPEALING BARROW STREET AS A ONE WAY SOUTH FROM NEWARK AVENUE TO COLUMBUS DRIVE

Initiator

Department/Division	Administration	Architecture, Engineering, Traffic and Transportation
Name/Title	Joao D'Souza on behalf of Councilman Rivera	Director of Traffic & Transportation
Phone/email	201.547.4470	JOAO@jcnj.org

Note: Initiator must be available by phone during agenda meeting (Wednesday prior to council meeting @ 4:00 p.m.)

Ordinance Purpose

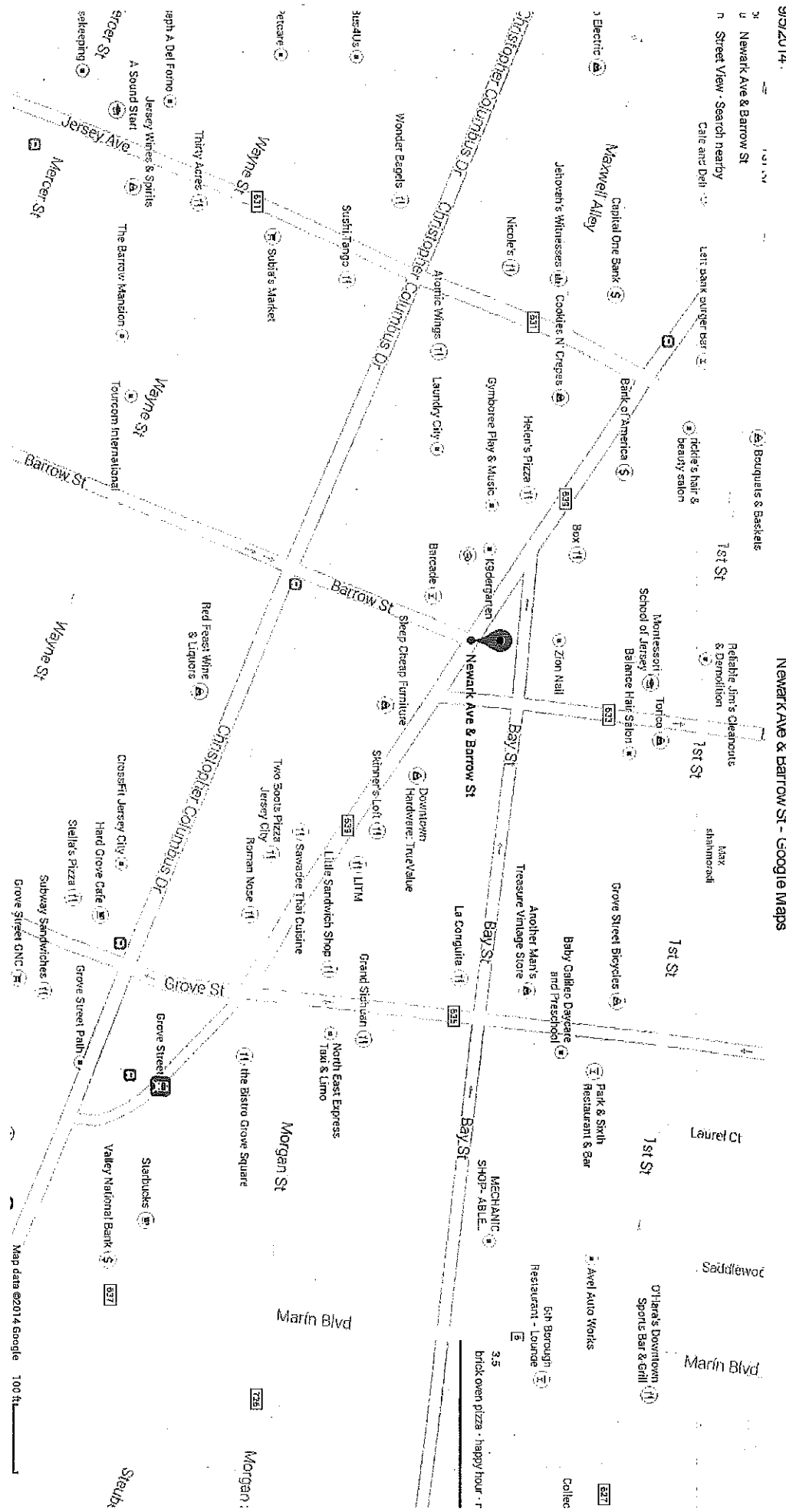
REPEALING BARROW STREET AS A ONE WAY SOUTH FROM NEWARK AVENUE TO COLUMBUS DRIVE

Restoring Bay Street to a "two-way" street is a public safety issue.

I certify that all the facts presented herein are accurate.


Signature of Department Director


Date



Ordinance of the City of Jersey City, N.J.



ORDINANCE NO. Ord. 14.119

TITLE:

3.Q SEP 10 2014 4.P

SEP 23 2014

An ordinance supplementing Chapter 332 (Vehicles and Traffic) Article II (Traffic Regulations) amending Section 332-5(One-Way Streets) of the Jersey City Code repealing Barrow Street as a one way south from Newark Avenue to Columbus Drive.

RECORD OF COUNCIL VOTE ON INTRODUCTION SEP 10 2014 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
RAMCHAL	✓			OSBORNE	✓			WATTERMAN	✓		
BOGGIANO	✓			COLEMAN	✓			LAVARRO, PRES.	✓		

RECORD OF COUNCIL VOTE TO CLOSE PUBLIC HEARING SEP 23 2014 9-0											
Councilperson <u>LAVARRO</u> moved, seconded by Councilperson <u>RAMCHAL</u> to close P.H.											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
RAMCHAL	✓			OSBORNE	✓			WATTERMAN	✓		
BOGGIANO	✓			COLEMAN	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

SPEAKERS:

RECORD OF COUNCIL VOTE ON AMENDMENTS, IF ANY											
Councilperson _____ moved to amend* Ordinance, seconded by Councilperson _____ & adopted											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI				YUN				RIVERA			
RAMCHAL				OSBORNE				WATTERMAN			
BOGGIANO				COLEMAN				LAVARRO, PRES.			

RECORD OF FINAL COUNCIL VOTE SEP 23 2014 9-0											
COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.	COUNCILPERSON	AYE	NAY	N.V.
GAJEWSKI	✓			YUN	✓			RIVERA	✓		
RAMCHAL	✓			OSBORNE	✓			WATTERMAN	✓		
BOGGIANO	✓			COLEMAN	✓			LAVARRO, PRES.	✓		

✓ Indicates Vote

N.V.--Not Voting (Abstain)

Adopted on first reading of the Council of Jersey City, N.J. on SEP 10 2014

Adopted on second and final reading after hearing on SEP 23 2014

This is to certify that the foregoing Ordinance was adopted by the Municipal Council at its meeting on SEP 23 2014

Robert Byrne, City Clerk

*Amendment(s):

APPROVED:

Rolando R. Lavarro, Jr., Council President

Date SEP 23 2014

APPROVED:

Steven M. Fulop, Mayor

Date SEP 24 2014

Date to Mayor SEP 24 2014